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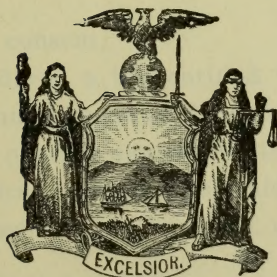
OF THE

STATE OF NEW YORK

AT THEIR

ONE HUNDRED AND TWENTY-THIRD SESSION.

VOLUME IV.



ALBANY:

JAMES B. LYON, STATE PRINTER.

1900.

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MARCH 27.]

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Leaves of absence were granted as follows: Messrs. Baum, R. A. Snyder, M. E. Lewis, Rodenbeck and Sawyer, for an indefinite period.

On motion of Mr. Allds, the privileges of the floor were extended to Gen. Daniel E. Sickles.

By unanimous consent,

Mr. Rogers introduced a bill entitled "An act to incorporate the Milanville Bridge Company, in Sullivan county, N. Y. (Int. No. 1708), which was read the first time.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the second time, and ordered to a third reading, and referred to the committee on ways and means.

By unanimous consent,

Mr. Doughty introduced a bill entitled "An act to amend the Greater New York charter, relative to the department of corrections" (Int. No. 1709), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Remsen introduced a bill entitled "An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a light-house or lighthouses and a fog signal station on Hart's Island, and ceding jurisdiction over the same" (Int. No. 1710), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Roche introduced a bill entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against William Strauss, formerly a captain of the police deparment of said city, and to reinstate him in said department" (Int. No. 1711), which was read the first time.

On motion of Mr. Roche, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Miller introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of erecting and furnishing a quarantine hospital" (Int. No. 1712), which was read the first time.

On motion of Mr. Miller, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

On request of Mr. Bedell the bill (No. 2335) entitled "An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons" (Int. No. 803), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. West, the bill (No. 2173) entitled "An act to authorize the town board of the town of Stillwater in the county of Saratoga to issue bonds for the purpose of raising money to build and construct a public highway in said town" (Int. No. 1583), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hatch, the bill (No. 2324) entitled "An act to amend the Banking Law relative to the rate of interest" (Int. No. 1670), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Everett, the bill (No. 2132) entitled "An act in relation to the licensing the peddling or selling of merchandise in the villages of Cold Spring and Nelsonville" (Int. No. 1565), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. C. J. Gardner, the bill (No. 2240) entitled "An act to amend the Town Law, relating to the sale and conveyance of town property" (Int. No. 1624), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Sage, the bill (No. 2322) entitled "An act to

legalize and confirm the election of three fire commissioners and a treasurer of the Cairo village fire district, in the town of Cairo, county of Greene, State of New York, held on the 22d day of January, 1900, and all official acts of such fire commissioners and treasurer performed since such election" (Int. No. 1668), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On motion of Mr. Allds, the House adjourned.

WEDNESDAY, MARCH 28, 1900.

The House met pursuant to adjournment.

Prayer by Rev. Arthur M. Smith, Rensselaer, N. Y.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same, without amendment, and that the same be made a special order on third reading immediately:

"An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons." (No. 2335, Int. No. 803.)

"An act to legalize the official acts of certain justices of the peace and authorizing them to execute and file official bonds, et cetera." (No. 2352, Int. No. 1677.)

"An act to amend chapter 470 of the Laws of 1890, entitled 'An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof, to repeal certain acts relating thereto, and to organize and establish a street department for the said village and to define its powers and duties.'" (No. 2355, Int. No. 1680.)

"An act to amend the Town Law, relating to the sale and conveyance of town property." (No. 2240, Int. No. 1624.)

"An act to legalize and confirm the election of three fire commissioners and a treasurer of the Cairo village fire district, in the town of Cairo, county of Greene, State of New York, held on the 22d day of January, 1900, and all official acts of such fire commissioners and treasurer performed since such election." (No. 2322, Int. No. 1668.)

"An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville." (No. 2132, Int. No. 1565.)

"An act to authorize the town board of the town of Stillwater, in the county of Saratoga, to issue bonds for the purpose of raising money to build and construct a public highway in said town." (No. 2173, Int. No. 1583.)

Which report was agreed to, and said bills ordered made special orders on third reading.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2324) entitled "An act to amend the Banking Law, relative to the rate of interest" (Int. No. 1670), reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bill ordered made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2333) entitled "An act to provide for establishing the boundary line between the counties of Herkimer and Hamilton and making an appropriation therefor" (Int. No. 780), reported in favor of the passage of the same, with the following amendments:

Page 1, line 4, strike out the word "northeast" and insert the word "northwest."

Page 2, line 3, strike out all after the word "determine," and all of line 4.

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading, immedi-

ately after the consideration of the special orders on third reading heretofore reported.

Mr. McEwan introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of William H. Meserve and Alfred W. Street against the State of New York, for damages sustained by them in consequence of the failure to pay to them the salary or salaries for services rendered" (Int. No. 1713), which was read the first time and referred to the committee on claims.

The Senate sent for concurrence the following entitled bills:

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Richard J. Williams and Edward Manogue, composing the firm of Williams and Manogue, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (No. 1153, Rec. No. 275), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the alleged claims of James O'Neill and William J. Mahony, as executors of the last will and testament of Michael Mahony, deceased, against the State for damages alleged to have been sustained by him, and to render judgment therefor" (No. 1152, Rec. No. 276), which was read the first time and referred to the committee on claims.

"An act to amend chapter 908 of the Laws of 1896, known as the Tax Law, in relation to fees of tax collectors" (No. 1083, Rec. No. 277), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with reference to public improvements and eminent domain" (No. 1226, Rec. No. 278), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport' and the several acts amendatory thereof and supplemental thereto, relating to the appointment of policemen and doormen and their compensa-

tion, the removal of the same and prescribing their uniform and duties " (No. 1160, Rec. No. 279), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law in relation to the taxation of special franchises as real property " (No. 1276, Rec. No. 280), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to authorize the extension of the funded indebtedness of the counties of New York, Kings, Queens and Richmond " (No. 1159, Rec. No. 281), which was read the first time and referred to the committee on affairs of cities.

"An act making appropriations for the dredging of Mill creek and the Narrows to Long creek, town of Freeport, Nassau county " (No. 922, Rec. No. 282), which was read the first time and referred to the committee on ways and means.

"An act to validate and confirm a grant of lands under the waters of the Harlem river, made by the commissioners of the land office to John Bussing on the 24th day of December 1855, and to release any interest of the State in and to the lands covered by said grant " (No. 1149, Rec. No. 283), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 27 of the Laws of 1898, entitled 'An act to amend chapter 684 of the Laws of 1892, entitled An act relating to salt springs, constituting chapter 13 of the general laws, as amended by chapter 261 of the Laws of 1897 ' " (No. 1154, Rec. No. 284), which was read the first time and referred to the committee on the judiciary.

"An act providing for the improvement of navigation in the Oneida river, and for the reconstruction of the piers of towing path and highway bridge at Three River Point on said river, and making an appropriation therefor " (No. 1171, Rec. No. 285), which was read the first time and referred to the committee on ways and means.

"An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville " (No. 1200, Rec. No. 286), which was read the first time and referred to the committee on internal affairs.

"An act to provide for the reincorporation under the laws of this State of foreign moneyed corporations " (No. 915, Rec. No. 287), which was read the first time and referred to the committee on banks.

"An act to amend the Agricultural Law, relating to the sale of skim-milk in Albany county " (No. 1314, Rec. No. 288), which was read the first time and referred to the committee on agriculture.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Anna Smith against the State, for injuries alleged to have been sustained in front of the capitol building on State street, in the city of Albany, New York, in the month of May 1899, and to render judgment therefor " (No. 1068, Rec. No. 289), which was read the first time and referred to the committee on claims.

"An act to confer jurisdiction upon the Court of Claims to rehear, audit and determine the alleged claims of Charles E. Linkie and Carrie E. Linkie against the State for damages alleged to have been sustained by them and to render judgment therefor " (No. 206, Rec. No. 290), which was read the first time and referred to the committee on claims.

"An act to re-appropriate money for the completion of the Rome State Custodial Asylum " (No. 1240, Rec. No. 291), which was read the first time and referred to the committee on ways and means.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles McGinley against the State for alleged damages and expenditures, under the Public Health Law, in relation to tuberculosis in cattle " (No. 1239, Rec. No. 292), which was read the first time and referred to the committee on claims.

"An act providing an additional appropriation for the construction of lift or hoist bridge over the Erie canal on Washington street in the city of Utica " (No. 265, Rec. No. 293), which was read the first time and referred to the committee on ways and means.

"An act to reappropriate the unexpended balance from an ap-

propriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica, appropriated by chapter 397 of the Laws of 1898" (No. 264, Rec. No. 294), which was read the first time and referred to the committee on ways and means.

"An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes relating to State prisons, as amended and superseded by chapter 382 of the Laws of 1889 and as amended by chapter 429 of the Laws of 1896" (No. 1045, Rec. No. 295), which was read the first time and referred to the committee on state prisons.

"An act to amend section 80 of article 6 of chapter 559 of the Laws of 1895 regarding the number of directors of hospital corporations" (No. 1196, Rec. No. 296), which was read the first time and referred to the committee on the judiciary.

"An act to amend subdivision 6 of section 12 of title 5 of chapter 905 of the Laws of 1896, entitled 'An act to incorporate the city of Watervliet'" (No. 798, Rec. No. 297), which was read the first time and referred to the committee on affairs of cities.

"An act to empower the board of estimate and apportionment of the city of New York, in its discretion, to provide funds for the purchase of a suitable headquarters for the Williamsburgh Volunteer Firemen's Association" (No. 282, Rec. No. 298), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to protection of fish and game on private parks" (No. 927, Rec. No. 299), which was read the first time and referred to the committee on fisheries and game.

"An act to provide for extraordinary repairs and improvement of existing mechanical and other structures and works on, and connected with, the canals of this State" (No. 1246, Rec. No. 300), which was read the first time and referred to the committee on ways and means.

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families" (No. 1247, Rec. No. 301), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof' " (No. 1229, Rec. No. 302), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 676 of the Laws of 1898 entitled 'An act to create a metropolitan elections district; provide for the appointment of a State superintendent therein, and to prescribe his powers and duties;' as amended by chapter 499 of the Laws of 1899, relative to prescribing the penalty for violation of said act " (No. 1066, Rec. No. 303), which was read the first time and referred to the committee on the judiciary.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Martin F. Monohan and 14 others against the State " (No. 1315, Rec. No. 304), which was read the first time and referred to the committee on claims.

"An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employees in their service " (No. 1063, Rec. No. 305), which was read the first time and referred to the committee on the judiciary.

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick M. McCarthy, a policeman, for reinstatement in said department " (No. 1212, Rec. No. 306), which was read the first time and referred to the committee on affairs of cities.

"An act for the relief of Theodore D. Camp " (No. 1260, Rec. No. 307), which was read the first time and referred to the committee on affairs of cities.

"An act reappropriating money for the acquisition of a piece of land in the village of Oneonta for the use of a State armory in such village " (No. 1237, Rec. No. 308), which was read the first time and referred to the committee on ways and means.

"An act to authorize and empower the board of trustees of the village of Sing Sing, in the county of Westchester to issue certi-

cates of indebtedness on the credit of said village, to the amount of \$12,000 " (No. 1175, Rec. No. 309), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Forest, Fish and Game Law, relative to use of carp for bait " (No. 921, Rec. No. 310), which was read the first time and referred to the committee on fisheries and game.

"An act to release the real estate of the Missionary Society of the Most Holy Redeemer in the State of New York " (No. 122, Rec. No. 311), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to provide for the organization of the Mather Power Bridge Company, and to permit experiments and the erection of a power bridge for developing the power of Niagara river, at the city of Buffalo upon plans to be approved by the New York State Engineer and Surveyor, and the United States War Department to protect navigation " (No. 943, Rec. No. 312), which was read the first time, and referred to the committee on commerce and navigation.

"An act to provide for the establishment and maintenance of storage reservoirs on the Racket river and its tributaries, to equalize the flow of water in said river and to improve the navigation thereof, to provide at all seasons of the year a pure, wholesome and ample supply of water for public and municipal uses of towns and incorporated villages along said river, to improve and protect the sanitary conditions along the course thereof and to increase the average hydraulic power thereon and to check freshets " (No. 783, Rec. No. 313), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act to amend section 3379 of the Code of Civil Procedure relative to the allowance of costs in certain cases " (No. 1220, Rec. No. 314), which was read the first time and referred to the committee on codes.

"An act to amend section 3251 of the Code of Civil Procedure relating to costs " (No. 1123, Rec. No. 315), which was read the first time and referred to the committee on codes.

"An act to amend section 1379 of chapter 378 of the Laws of 1897 entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the power of justices of the Municipal Court of the city of New York to take bail for persons charged with criminal offences" (No. 894, Rec. No. 316), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the laying out and maintenance of a public park in the town of Oyster Bay, in the county of Nassau and State of New York" (No. 1016, Rec. No. 317), which was read the first time and referred to the committee on internal affairs.

"An act defining and modifying certain existing laws" (No. 1091, Rec. No. 318), which was read the first time and referred to the committee on codes.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of George L. Gordon against the State for damages alleged to have been sustained by him and to render judgment therefor" (No. 1076, Rec. No. 319), which was read the first time and referred to the committee on claims.

"An act to provide for the increased production of fish, game and song and insectivorous birds, and the promotion of the knowledge of biology by investigation and experiment, and making an appropriation therefor" (No. 1268, Int. No. 320), which was read the first time and referred to the committee on ways and means.

"An act to revise, amend and consolidate the several acts relating to the village of Oswego Falls, in the county of Oswego, and to repeal certain acts in relation thereto" (No. 1214, Rec. No. 321), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 626 of the Laws of 1899, entitled

‘An act to confer jurisdiction upon the Supreme Court to hear and determine the alleged claim of the Forest Park and Land Company against the State, for the reformation and correction of a deed bearing date October 2, 1897, executed and delivered by said company to the people of the State of New York, and purporting to convey lands in township No. 6 of Totten and Crossfield’s purchase in Hamilton county, with certain reservations, and for the reformation and correction of the record of said deed, and to render judgment thereon ” (No. 687, Rec. No. 322), which was read the first time and referred to the committee on claims.

“An act to amend chapter 499 of the Laws of 1897, entitled ‘An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes and providing means for the payment thereof ” (No. 180, Rec. No. 323), which was read the first time and referred to the committee on affairs of cities.

The bill (No. 2300) entitled “An act to amend chapter 559 of the Laws of 1895, entitled ‘An act relating to membership corporations, constituting chapter 43 of the general laws,’ relating to corporations for the prevention of cruelty, so as to provide for visits and inspection by the State Board of Charities and the making of an annual report thereto ” (Int. No. 755), having been announced for a third reading,

On motion of Mr. Fish, and by unanimous consent, said bill was made a special order on third reading for Thursday next immediately after the reading of the journal.

The bill (No. 2308) entitled “An act to amend chapter 546 of the Laws of 1896, entitled ‘An act relating to State charities, constituting chapter 26 of the general laws ’ ” (Int. No. 746), having been announced for a third reading,

On motion of Mr. Fish, and by unanimous consent, said bill

was made a special order on third reading for Thursday next immediately after the reading of the journal.

Mr. Kelsey in the chair.

The bill (No. 2238) entitled "An act to make the office of the sheriff of Queens county a salaried office and to regulate the management thereof" (Int. No. 1622), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 80
} NOES 43 }

Those who voted in the affirmative, were

Adams	De Graw	Hatch	McMillan	Sawyer
Ahern	Delaney, J T	Henry	Metzler	Slater
Allds	Doughty	Hill	Miller	Smith, A R
Apgar	Ellis	Hitchcock	Morgan	Smith, J T
Babcock	Everett	Johnson	Patton	Snyder, T
Baker	Fancher	Kelley, E E	Phipps	Stevens
Bedell	Fish	Kelsey	Plank	Swift
Beede	Fordyce	Kittell	Platt	Treat
Bryan	Fowler	Knipp	Post	Tripp
Burnett	Gardiner, R	Larzelere	Price	Waite
Conger	Gardner, C J	Lewis, M E	Remsen	Walrath
Cooley	Gleason	Lewis, T D	Roberts	Weekes
Costello	Graham	Litchard	Rodenbeck	Wheeler
Coughtry	Griffith	Marson	Rogers	Wilson
Darrison	Hallock	Martin	Rowe	Witter
Davis	Harris	McEwan	Russell	Speaker

Those who voted in the negative, were

Barnes	Frisbie	Juengst	Poth	Sharkey
Bradley	Gale	McInerney	Prince	Sloane
Cohn	Geoghan	Meister	Rierdon	Smith, J E
Delaney, W F	Green	Metcalfe	Roche	Stewart
Demarest	Guider	Minton	Ryttenberg	Striefler
Dillon	Harburger	Morris	Sage	Sullivan, W J

Egan	Hasenflug	O'Connell	Sanders	Trainor
Fitzger'd JB	Honeck	O'Connor	Scanlon	Wissel
Farrell	Hyman, S F	Phillips		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2235) entitled "An act to make the office of county clerk of Queens county a salaried office and providing for the conduct of such office" (Int. No. 1619), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

}	AYES	78	}
}	NOES	39	}

Those who voted in the affirmative, were

Adams	Delaney, J T	Harris	McMillan	Russell
Ahern	Doughty	Hatch	Metzler	Sands
Allds	Dusinbery	Henry	Miller	Sawyer
Apgar	Ellis	Hill	Morgan	Smith A R
Babcock	Everett	Hitchcock	Patton	Snyder, T
Baker	Fallows	Irwin	Phipps	Stevens
Bedell	Fancher	Johnson	Plank	Swift
Beede	Fordyce	Kelley, E E	Platt	Treat
Bryan	Fowler	Kelsey	Post	Tripp
Burnett	Galbraith	Kittell	Price	Waite
Cooley	Gardiner, R	Knipp	Remsen	Walrath
Costello	Gardner, C J	Larzelere	Roberts	West
Coughtry	Gleason	Lewis, M E	Rodenbeck	Wheeler
Darrison	Graham	Lewis, T D	Rogers	Wilson
Davis	Griffith	Martin	Rowe	Witter
De Graw	Hallock	McEwan		

Those who voted in the negative, were

Barnes	Fitzger'd, J J	Herrick	O'Connell	Sharkey
Bradley	Gale	Honeck	O'Connor	Sloane
Cohn	Geoghan	Hyman, S F	Phillips	Smith, J E
Demarest	Green	Juengst	Poth	Streifler

Dillon	Guider	Meister	Prince	Sullivan, W J
Farrell	Halpin	Metcalfe	Rierdon	Trainor
Fiske	Harburger	Minton	Rythenberg	Wissel
Fitzger'd J B	Hasenflug	Morris	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2327) entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and the several acts amendatory thereof and supplemental thereto relating to the board of education of said city" (Int. No. 174), having been announced for a third reading,

On motion of Mr. Rodenbeck, said bill was laid aside and ordered stricken from the calendar.

The bill (No. 2301) entitled "An act to repeal chapter 268 of the Laws of 1877, entitled 'An act in relation to the collection of taxes and the sales of land therefor in certain towns in Queens county' and the various acts amendatory thereof" (Int. No. 978), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	McInerney	Sawyer
Ahern	Dillon	Hawkins	McMillan	Sharkey
Allds	Dusinbery	Henry	Meister	Siems
Apgar	Egan	Hitchcock	Metcalfe	Sloane
Axtell	Ellis	Holsten	Miller	Smith, J E
Babcock	Fallows	Honeck	Minton	Smith, J L
Baker	Farrell	Hyman, S F	Morris	Snyder, R A
Barnes	Fish	Irwin	O'Connell	Snyder, T
Bedell	Fitzger'd J B	Johnson	O'Connor	Stevens

Beede	Fitzger'd JJ	Kelley, E E	Phillips	Stewart
Bradley	Fordyce	Kelly, G T	Plank	Streifler
Brennan	Frisbie	Kelsey	Platt	Sullivan, T P
Bryan	Galbraith	Kittell	Post	Swift
Cain	Gardiner, R	Knipp	Price	Trainor
Conger	Gardner, C J	Larzelere	Remsen	Tripp
Cook	Gleason	Lewis, M E	Rierdon	Waite
Costello	Green	Lewis, T D	Roche	Walrath
Coughtry	Guider	Litchard	Rogers	West
Darrison	Hallock	Marson	Rowe	Wilson
Davis	Harburger	Martin	Sage	Wissel
De Graw	Harris	McCreary	Sanders	Witter
Delaney W F				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2326) entitled "An act to amend the Public Health Law, relating to the practice of veterinary medicine" (Int. No. 536), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McInerney	Scanlon
Ahern	Dusinbery	Henry	McKeown	Sharkey
Allds	Egan	Herrick	Meister	Slater
Apgar	Ellis	Hitchcock	Metcalfe	Sloane
Apgar	Everett	Holsten	Miller	Smith, A R
Axtell	Fallows	Hyman, A Z	Minton	Smith, J L
Babcock	Fancher	Hyman, S F	Morris	Smith, J T
Baker	Fish	Johnson	O'Connell	Snyder, R A
Barnes	Fiske	Juengst	Phillips	Snyder, T
Baum	Fitzger'd J B	Kelley, E E	Phipps	Stevens
Bedell	Fitzger'd J J	Kelly, G T	Plank	Stewart
Beede	Fowler	Kelsey	Post	Streifler
Brennan	Frisbie	Kittell	Poth	Sullivan, T P

Bryan	Galbraith	Knipp	Price	Swift
Burnett	Gardiner, R	Larzelere	Remsen	Trainor
Cohn	Gardner, C	J Lewis, M E	Roberts	Treat
Cook	Gleason	Lewis, T D	Roche	Waite
Cooley	Graham	Litchard	Rogers	Walrath
Cotton	Green	Maher	Rowe	Weekes
Coughtry	Griffith	Marson	Ryttenberg	Wheeler
Davis	Hallock	Martin	Sage	Wilson
De Graw	Harburger	McCreary	Sands	Wissel
Delaney, W F	Harris	McEwan	Sawyer	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2309) entitled "An act to correct, identify and establish the boundary lines of the village of Canton" (Int. No. 1174), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 116 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	McInerney	Sands
Ahern	Dillon	Hawkins	McKeown	Sawyer
Allds	Dusinbery	Herrick	McMillan	Scanlon
Apgar	Egan	Hill	Meister	Siems
Axtell	Ellis	Hitchcock	Metzler	Slater
Babcock	Fallows	Honeck	Miller	Sloane
Baker	Farrell	Hyman, A Z	Morgan	Smith, A R
Barnes	Fish	Irwin	Morris	Smith J E
Baum	Fitzger'd	J B Johnson	O'Connor	Smith, J T
Bedell	Fitzger'd,	J J Juengst	Patton	Snyder, R A
Beede	Fordyce	Kelley E E	Phillips	Snyder T
Bradley	Fowler	Kelly, G T	Plank	Stewart
Brennan	Galbraith	Kelsey	Post	Streifler
Bryan	Gale	Kittell	Poth	Sullivan, W J
Cohn	Gardiner, R	Knipp	Prince	Swift

Conger	Geoghan	Larzelere	Remsen	Treat
Cook	Gleason	E	Roberts	Tripp
Costello	Graham	Lewis, T D	Roche	Walrath
Cotton	Green	Litchard	Rodenbeck	Weekes
Coughtry	Guider	Maher	Rogers	West
Darrison	Hallock	Marson	Rowe	Wilson
Davis	Halpin	Martin	Ryttenberg	Wissel
De Graw	Harris	McCreary	Sage	Witter
Delaney, W F				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2302) entitled "An act to provide for the payment of the expense of improving Delaware road, (so-called), in the town of Tonawanda in Erie county " (Int. No. 1559), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 124 }
 { NOES 01 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hitchcock	Metcalfe	Sharkey
Ahern	Egan	Holsten	Metzler	Slater
Allds	Ellis	Honeck	Miller	Sloane
Apgar	Everett	Hyman, S F	Minton	Smith, A R
Axtell	Fancher	Irwin	Morgan	Smith, J E
Babcock	Fish	Johnson	Morris	Smith, J L
Baker	Fiske	Juengst	O'Connell	Smith, J T
Barnes	Fitzger'd JB	Kelley, E E	O'Connor	Snyder, R A
Baum	Fordyce	Kelly, G T	Phillips	Snyder, T
Beede	Fowler	Kelsey	Phipps	Stevens
Bradley	Galbraith	Kittell	Plank	Stewart
Brennan	Gale	Knipp	Platt	Streifler
Bryan	Gardner, C J	Larzelere	Post	Sullivan, W J
Burnett	Geoghan	Lewis, M E	Poth	Swift
Cain	Graham	Lewis, T D	Prince	Trainor
Conger	Griffith	Litchard	Rierdon	Treat

Cook	Hallock	Maher	Roberts	Waite
Cooley	Halpin	Marson	Roche	Walrath
Cotton	Harris	Martin	Rodenbeck	Weekes
Coughtry	Hasenflug	McCreary	Rogers	West
Darrison	Hatch	McEwan	Russell	Wheeler
De Graw	Hawkins	McInerney	Ryttenberg	Wilson
Delaney, J T	Henry	McKeown	Sanders	Wissel
Delaney, W F	Herrick	McMillan	Sawyer	Witter
Dillon	Hill	Meister	Scanlon	

In the negative.

Patton

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2314) entitled "An act to amend section 58 of the Greater New York charter relating to commissioners of deeds" (Int. No. 1563), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 131 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Delaney, W F	Hasenflug	McMillan	Sage
Ahern	Demarest	Hatch	Meister	Sanders
Allds	Dillon	Hawkins	Metcalfe	Sands
Apgar	Doughty	Herrick	Metzler	Sawyer
Axtell	Dusinbery	Hill	Miller	Scanlon
Babcock	Ellis	Hitchcock	Minton	Sharkey
Baker	Everett	Honeck	Morgan	Siems
Barnes	Fallows	Hyman, A Z	Morris	Slater
Baum	Fancher	Hyman, S F	O'Connor	Sloane
Bedell	Farrell	Irwin	Patton	Smith, A R
Beede	Fiske	Johnson	Phillips	Smith, J L
Bradley	Fitzger'd J B	Kelley, E E	Phipps	Smith, J T
Brennan	Fitzger'd J J	Kelly, G T	Plank	Snyder, R A
Bryan	Fowler	Kelsey	Platt	Stevens

Burnett	Frisbie	Kittell	Post	Stewart
Cain	Galbraith	Knipp	Price	Streifler
Cohn	Gale	Larzelere	Prince	Sullivan, W J
Conger	Gardner, C J	Lewis, M E	Remsen	Swift
Cook	Geoghan	Lewis, T D	Rierdon	Treat
Cooley	Graham	Litchard	Roberts	Tripp
Costello	Green	Maher	Roche	Waite
Cotton	Griffith	Marson	Rodenbeck	Weekes
Coughtry	Guider	Martin	Rogers	West
Darrison	Halpin	McCreary	Rowe	Wheeler
Davis	Harburger	McEwan	Russell	Wissel
De Graw	Harris	McInerney	Ryttenberg	Witter
Delaney J. T				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2317) entitled "An act to amend chapter 142 of the Laws of 1879, relative to the election of officers, sale of property for taxes, disorderly persons, etc., in the village of Albion" (Int. No. 1352), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalf	Sharkey
Ahern	Dusinbery	Hawkins	Miller	Siems
Allds	Ellis	Henry	Minton	Slater
Apgar	Everett	Hill	Morgan	Sloane
Axtell	Fallows	Hitchcock	O'Connell	Smith, A R
Babcock	Farrell	Honeck	O'Connor	Smith, J E
Baker	Fish	Hyman, A Z	Patton	Smith, J T
Barnes	Fiske	Hyman, S F	Phipps	Smith, J L
Baum	Fitzger'd JJ	Irwin	Plank	Snyder, R A
Bedell	Fordyce	Johnson	Platt	Snyder, T
Beede	Fowler	Juengst	Poth	Stevens
Bradley	Frisbie	Kelley, E E	Price	Stewart

Brennan	Galbraith	Kelly, G T	Prince	Streifler
Bryan	Gale	Kelsey	Rierdon	Sullivan, W J
Cain	Gardiner, R	Kittell	Roberts	Swift
Cohn	Gardner, C J	Knipp	Roche	Treat
Conger	Geoghan	Larzelere	Rodenbeck	Tripp
Cook	Gleason	Lewis, M E	Rowe	Waite
Costello	Green	Litchard	Russell	Walrath
Cotton	Griffith	Maher	Ryttenberg	Weekes
Coughtry	Guider	Marson	Sage	West
Davis	Halpin	Martin	Sanders	Wheeler
De Graw	Harburger	McEwan	Sands	Wilson
Delaney, W F	Harris	McInerney	Sawyer	Wissel
Demarest	Hasenflug	McMillan	Scanlon	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2297) entitled "An act to amend the Forest, Fish and Game Laws, relative to close season for hares and rabbits in certain counties " (Int. No. 1162), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 {
{ NOES 60 }

Those who voted in the affirmative, were

Adams	Demarest	Hawkins	McMillan	Sanders
Ahern	Dillon	Herrick	Meister	Sands
Allds	Dusinbery	Hill	Metcalfe	Sawyer
Apgar	Egan	Hitchcock	Metzler	Scanlon
Axtell	Ellis	Holsten	Miller	Sharkey
Babcock	Everett	Honeck	Minton	Siems
Baker	Fallows	Hyman, A Z	Morgan	Slater
Barnes	Fancher	Hyman, S F	Morris	Sloane
Baum	Fish	Irwin	O'Connell	Smith, A R
Bedell	Fiske	Johnson	O'Connor	Smith, J E
Beede	Fitzger'd J B	Juengst	Phillips	Smith J L
Bradley	Fitzgerald J J	Kelley, E E	Phipps	Smith, J T
Brennan	Fordyce	Kelly, G T	Plank	Snyder, R A
Bryan	Frisbie	Kelsey	Platt	Stevens

Burnett	Galbraith	Kittell	Post	Stewart
Cain	Gale	Knipp	Poth	Streifler
Cohn	Gardner, C J	Larzelere	Price	Sullivan, W J
Conger	Geoghan	Lewis, M E	Remsen	Swift
Cook	Gleason	Lewis, T D	Rierdon	Treat
Cooley	Green	Litchard	Roche	Tripp
Costello	Griffith	Maher	Rodenbeck	Waite
Coughtry	Guider	Marson	Rogers	Weekes
Darrison	Hallock	Martin	Rowe	West
Davis	Halpin	McCreary	Russell	Wilson
De Graw	Harburger	McEwan	Ryttenberg	Wissel
Delaney, J T	Hasenflug	McKeown	Sage	Witter
Delaney, W F	Hatch			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2328) entitled "An act to authorize the abolition of certain grade crossings in the city of New York" (Int. No. 1461), having been announced for a third reading,

On motion of Mr. Morris, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 2298) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Robert H. Quinn, formerly a patrolman in the police department of said city, and to reappoint him in said department" (Int. No. 1448), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 127)
 { NOES 1 {

Those who voted in the affirmative, were

Adams	Dillon	Halpin	McEwan	Sage
Ahern	Doughty	Harburger	McInerney	Sanders
Allds	Dusinbery	Harris	McMillan	Sands

Apgar	Egan	Hasenflug	Meister	Sawyer
Axtell	Egan	Hatch	Metcalfe	Sharkey
Babcock	Everett	Hawkins	Miller	Siems
Baker	Fallows	Henry	Minton	Sloane
Barnes	Fancher	Hill	Morgan	Smith, A R
Baum	Fish	Hitchcock	Morris	Smith, J L
Bedell	Fiske	Honeck	O'Connell	Smith, J T
Beede	Fitzger'd JB	Hyman, A Z	O'Connor	Snyder R A
Bradley	Fitzgerald J	Irwin	Phillips	Snyder, T
Brennan	Fordyce	Johnson	Phipps	Stevens
Bryan	Fowler	Juengst	Plank	Streifler
Burnett	Frisbie	Kelley E E	Platt	Sullivan, T P
Cain	Galbraith	Kelly, G T	Post	Sullivan, W J
Cohn	Gale	Kelsey	Price	Trainor
Conger	Gardner, C J	Kittell	Prince	Treat
Cook	Gardiner, R	Knipp	Remsen	Tripp
Costello	Geoghan	Litchard	Rierdon	Walrath
Cotton	Gleason	Lewis, T D	Roberts	Weekes
Darrison	Graham	Litchard	Rodenbeck	Wheeler
Davis	Green	Maher	Rogers	Wilson
De Graw	Griffith	Martin	Rowe	Wissel
Delaney, J T	Guider	McCreary	Russell	Witter
Delaney, W F	Hallock			

In the negative.

Cooley

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2125) entitled "An act authorizing the city of Mount Vernon to purchase and erect a crematory in which to burn garbage and other substance" (Int. No. 1557), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 123 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W	F Harris	Metzler	Sawyer
Ahern	Demarest	Hatch	Miller	Scanlon
Allds	Doughty	Hawkins	Minton	Sharkey
Apgar	Dusinbery	Herrick	Morgan	Slater
Axtell	Egan	Hitchcock	Morris	Sloane
Babcock	Ellis	Holsten	O'Connell	Smith, A R
Baker	Everett	Hyman, A	Z Patton	Smith, J E
Barnes	Fancher	Irwin	Phillips	Smith, J L
Baum	Farrell	Johnson	Plank	Smith, J T
Bedell	Fish	Kelley, E E	Platt	Snyder, T
Beede	Fiske	Kelly, G T	Poth	Stevens
Bradley	Fitzger'd J B	Kelsey	Price	Stewart
Brennan	Fitzger'd J J	Kittell	Prince	Sullivan, T P
Bryan	Fowler	Knipp	Remsen	Sullivan, W J
Cain	Frisbie	Lewis, M E	Rierdon	Swift
Cohn	Gale	Lewis, T D	Roberts	Trainor
Conger	Gardiner, R	Litchard	Roche	Treat
Cook	Gardner, C J	Maher	Rodenbeck	Waite
Cooley	Gleason	Marson	Rogers	Walrath
Costello	Graham	Martin	Rowe	West
Cotton	Green	McEwan	Russell	Wheeler
Darrison	Griffith	McInerney	Ryttenberg	Wilson
Davis	Hallock	McKeown	Sage	Wissel
De Graw	Halpin	Meister	Sands	Witter
Delaney J. T	Harburger	Metcalfe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2282) entitled "An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle'" (Int. No. 1649), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Halpin	McCreary	Russell
Ahern	Demarest	Harburger	McEwan	Rytenberg
Allds	Dillon	Harris	McInerney	Sage
Apgar	Doughty	Hasenflug	McKeown	Sanders
Axtell	Egan	Hatch	McMillan	Sawyer
Babcock	Ellis	Hawkins	Meister	Sharkey
Baker	Fallows	Henry	Metcalfe	Siems
Barnes	Fancher	Herrick	Metzler	Slater
Baum	Farrell	Hill	Minton	Smith, A R
Bedell	Fish	Hitchcock	Morris	Smith, J E
Beede	Fiske	Holsten	O'Connell	Smith, J L
Bradley	Fitzger'd JB	Honeck	O'Connor	Smith, J T
Brennan	Fitzgerald JJ	Hyman, A Z	Patton	Snyder, T
Bryan	Fordyce	Irwin	Phillips	Stevens
Burnett	Fowler	Johnson	Phipps	Stewart
Cain	Frisbie	Juengst	Plank	Sullivan, T P
Cohn	Galbraith	Kelley E E	Platt	Sullivan, W J
Conger	Gale	Kelly, G T	Post	Swift
Cook	Gardiner, R	Kelsey	Poth	Treat
Cooley	Gardner, C J	Kittell	Price	Waite
Costello	Geoghan	Knipp	Prince	Walrath
Cotton	Gleason	Larzelere	Remsen	West
Coughtry	Graham	Lewis, M E	Rierdon	Wheeler
Darrison	Green	Lewis, T D	Roberts	Wilson
Davis	Griffith	Litchard	Roche	Wissel
De Graw	Guider	Maher	Rogers	Witter
Delaney, J T	Hallock	Martin	Rowe	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2255) entitled "An act to amend section 1 of title 1, chapter 666 of the Laws of 1893, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Canandaigua and to repeal certain acts and parts of acts'" (Int. No. 1634), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Hallock	McEwan	Sanders
Ahern	Delaney, J T	Harburger	McInerney	Sawyer
Allds	Demarest	Harris	McKeown	Scanlon
Apgar	Dillon	Hasenflug	Meister	Sharkey
Axtell	Doughty	Hawkins	Metcalfe	Slater
Babcock	Dusinbery	Henry	Metzler	Sloane
Baker	Egan	Herrick	Miller	Smith, A R
Barnes	Ellis	Hitchcock	Morgan	Smith, J L
Baum	Everett	Holsten	Morris	Smith, J T
Bedell	Fallows	Hyman, A Z	O'Connell	Snyder, R A
Beede	Farrell	Irwin	Patton	Stevens
Bradley	Fish	Johnson	Phillips	Stewart
Brennan	Fiske	Juengst	Plank	Streifler
Bryan	Fitzger'd J B	Kelley, E E	Post	Sullivan, T P
Burnett	Fitzger'd J J	Kelly, G T	Poth	Sullivan, W J
Cain	Fowler	Kelsey	Price	Trainor
Cohn	Frisbie	Kittell	Prince	Treat
Conger	Galbraith	Knipp	Rierdon	Tripp
Cook	Gardiner, R	Lewis, M E	Roberts	Waite
Cooley	Gardner, C J	Lewis, T D	Roche	Weekes
Costello	Geoghan	Maher	Rogers	West
Cotton	Graham	Marson	Rowe	Wilson
Coughtry	Green	Martin	Russell	Wissel
Darrison	Guider	McCreary	Sage	Witter
Davis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2262) entitled "An act for the relief of the congregation Anschei Czenstoschower Chasam Sopher from unpaid taxes" (Int. No. 1641), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 116 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hallock	Marson	Sands
Ahern	Demarest	Halpin	Martin	Sawyer
Allds	Dillon	Harburger	McEwan	Sharkey
Apgar	Doughty	Harris	Melnerney	Siems
Axtell	Dusinbery	Hasenflug	McKeown	Slater
Babcock	Egan	Hatch	Meister	Smith, A B
Baker	Ellis	Hawkins	Metzler	Smith, J L
Baum	Everett	Henry	Miller	Smith, J T
Bedell	Fallows	Hill	Morgan	Snyder, T
Beede	Fancher	Holsten	O'Connell	Stevens
Bradley	Fish	Honeck	O'Connor	Streifer
Brennan	Fiske	Hyman, S F	Phillips	Sullivan, T P
Bryan	Fitzger'ld J B	Johnson	Plank	Sullivan, W J
Burnett	Fordyce	Juengst	Platt	Swift
Cain	Fowler	Kelley, E E	Poth	Trainor
Cohn	Frisbie	Kelly, G T	Price	Treat
Cook	Galbraith	Kelsey	Prince	Tripp
Cooley	Gale	Kittell	Rierdon	Walrath
Costello	Gardiner, R	Knipp	Roberts	Weekes
Cotton	Gardner C J	Larzelere	Rodenbeck	West
Coughtry	Gleason	Lewis, M E	Rowe	Wheeler
Darrison	Graham	Lewis, T D	Ryttenberg	Wilson
Davis	Griffith	Litchard	Sage	Wissel
De Graw				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1099) entitled "An act to release the real estate of the Methodist Episcopal Church Home in the city of New York, from assessments heretofore levied" (Int. No. 934), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sands
Ahern	Dusinbery	Hatch	McMillan	Sawyer
Allds	Egan	Hawkins	Meister	Sharkey
Apgar	Ellis	Henry	Metcalf	Siems
Axtell	Everett	Herrick	Metzler	Slater
Babcock	Fallows	Hill	Miller	Smith A R
Baker	Fancher	Hitchcock	Morgan	Smith, J E
Barnes	Farrell	Holsten	Morris	Smith, J L
Baum	Fish	Honeck	O'Connell	Snyder, R A
Bedell	Fiske	Hyman, A Z	Patton	Snyder, T
Bradley	Fitzger'd J B	Hyman, S F	Phillips	Stewart
Brennan	Fitzger'd J J	Irwin	Phipps	Streifler
Bryan	Fordyce	Johnson	Plank	Sullivan, T P
Cain	Fowler	Juengst	Platt	Sullivan, W J
Cohn	Galbraith	Kelley E E	Post	Swift
Cook	Gale	Kelly, G T	Poth	Trainor
Cooley	Gardiner R	Kelsey	Price	Treat
Costello	Gardner, C J	Kittell	Prince	Tripp
Cotton	Gleason	Knipp	Remsen	Walrath
Coughtry	Graham	Larzelere	Rierdon	Waite
Darrison	Green	Lewis, M E	Roberts	Weekes
Davis	Griffith	Lewis, T D	Roche	West
De Graw	Guider	Maher	Rodenbeck	Wheeler
Delaney, J T	Hallock	Marson	Rogers	Wilson
Delaney, W F	Halpin	Martin	Russell	Wissel
Demarest	Harburger	McCreary	Sage	Witter
Dillon	Harris	McInerney	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 250) entitled "An act to release the real estate of the Missionary Society of the Most Holy Redeemer in the State of New York, from assessments heretofore made" (Int. No. 250), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Harris	McMillan	Sanders
Ahern	Demarest	Hasenflug	Meister	Sands
Allds	Dillon	Hatch	Metzler	Scanlon
Apgar	Doughty	Henry	Miller	Sharkey
Axtell	Dusinbery	Herrick	Morgan	Slater
Babcock	Egan	Hill	Morris	Sloane
Baker	Ellis	Holsten	O'Connell	Smith, A R
Barnes	Everett	Honeck	O'Connor	Smith, J E
Baum	Fallows	Hyman, A Z	Patton	Smith, J L
Bedell	Fancher	Hyman, S F	Phillips	Snyder, R A
Beede	Fish	Juengst	Phipps	Snyder, T
Bradley	Fiske	Kelley, E E	Plank	Stevens
Brennan	Fitzger'd J B	Kelly, G T	Platt	Stewart
Bryan	Fitzger'd J J	Kelsey	Post	Streidler
Burnett	Fowler	Kittell	Poth	Sullivan, T P
Cain	Frisbie	Knipp	Price	Sullivan, W J
Cohn	Galbraith	Larzelere	Prince	Trainor
Conger	Gale	Lewis, M E	Remsen	Treat
Cook	Gardner, C J	Lewis, T D	Rierdon	Tripp
Cooley	Geoghan	Litchard	Roberts	Walrath
Costello	Graham	Maher	Roche	Weekes
Cotton	Green	Marson	Rodenbeck	West
Coughtry	Griffith	McCreary	Rogers	Wheeler
Darrison	Guider	McKeown	Rowe	Witter
De Graw	Halpin	McInerney	Russell	Wissel
Delaney, J T	Harburger	McKeown	Sage	

In the negative,

Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2283) entitled "An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle,' in relation to improvement bonds for road improvements" (Int. No. 1650), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Graham	Maher	Rowe
Ahern	Delaney, J T	Green	Marson	Russell
Allds	Delaney, W F	Griffith	Martin	Sage
Apgar	Demarest	Guider	McEwan	Sanders
Axtell	Dillon	Halpin	McInerney	Sawyer
Babcock	Doughty	Harburger	McKeown	Scanlon
Baker	Dusinbery	Harris	McMillan	Siems
Barnes	Egan	Hatch	Metcalfe	Slater
Baum	Ellis	Hawkins	Metzler	Smith, A R
Bedell	Everett	Herrick	Minton	Smith, J E
Beede	Fallows	Hitchcock	Morgan	Smith J T
Bradley	Fancher	Holsten	Morris	Snyder, R A
Brennan	Farrell	Honeck	O'Connell	Snyder, T
Bryan	Fish	Hyman, S F	O'Connor	Stewart
Burnett	Fiske	Johnson	Phillips	Sullivan, T P
Cain	Fitzger'ld J B	Juengst	Phipps	Sullivan, W J
Cohn	Fitzger'ld J J	Kelley, E E	Plank	Swift
Conger	Fordyce	Kelly, G T	Post	Trainor
Cook	Frisbie	Kelsey	Poth	Tripp
Cooley	Galbraith	Kittell	Price	Waite
Costello	Gale	Knipp	Prince	Weekes
Cotton	Gardiner, R	Larzelere	Rierdon	West
Coughtry	Gardner C J	Lewis, M E	Roberts	Wheeler
Darrison	Geoghan	Lewis, T D	Roche	Wilson
Davis	Gleason	Litchard	Rodenbeck	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2178) entitled "An act to amend section 114 of chapter 686 of the Laws of 1892 known as the County Law, in relation to the application of the proceeds of the tax on dogs" (Int. No. 1589), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 100 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McEwan	Rytenberg
Ahern	Doughty	Hasenflug	McInerney	Sage
Allds	Dusinbery	Hawkins	McKeown	Sands
Apgar	Egan	Henry	McMillan	Sawyer
Axtell	Everett	Herrick	Meister	Scanlon
Babcock	Fallows	Hill	Metcalfe	Siems
Baker	Fancher	Hitchcock	Miller	Slater
Barnes	Farrell	Holsten	Minton	Sloane
Bedell	Fish	Honeck	Morgan	Smith A R
Beede	Fiske	Hyman, A Z	Morris	Smith J E
Bradley	Fitzger'd J B	Hyman, S F	O'Connell	Smith, J L
Brennan	Fitzger'd J J	Irwin	O'Connor	Snyder, R A
Bryan	Fordyce	Johnson	Patton	Snyder, T
Burnett	Fowler	Juengst	Phillips	Stevens
Cain	Frisbie	Kelley, E E	Platt	Stewart
Conger	Gale	Kelly, G T	Post	Sullivan T P
Cook	Gardiner, R	Kelsey	Poth	Sullivan, W J
Cooley	Gardner C J	Kittell	Price	Swift
Costello	Geoghan	Knipp	Prince	Trainor
Cotton	Gleason	Larzelere	Remsen	Tripp
Coughtry	Graham	Lewis, M E	Rierdon	Waite
Darrison	Green	Lewis, T D	Roberts	Weekes
Davis	Griffith	Litchard	Roche	Wheeler
De Graw	Guider	Maher	Rodenbeck	Wilson
Delaney, J T	Hallock	Marson	Rogers	Wissel
Delaney, W F	Halpin	Martin	Rowe	Witter
Demarest	Harburger	McCreary	Russell	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1628) entitled "An act to authorize the State Comptroller to hear and determine the application of William Sparr for cancellation of the tax sale of 1881 of lot 55, Mayfield patent, 38 acres, west part thereof in the town of Bleecker, Fulton county, as sold at said sale for unpaid taxes" (Int. No. 1277), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McInerney	Rowe
Ahern	Dillon	Harris	McKeown	Russell
Allds	Doughty	Hasenflug	McMillan	Rytenberg
Apgar	Dusinbery	Hatch	Meister	Sage
Axtell	Egan	Hawkins	Metcalfe	Sands
Babcock	Ellis	Henry	Metzler	Sawyer
Baker	Everett	Herrick	Miller	Scanlon
Barnes	Fallows	Hill	Minton	Sharkey
Baum	Fancher	Holsten	Morgan	Siems
Bedell	Farrell	Honeck	Morris	Slater
Beede	Fish	Hyman, A	Z O'Connell	Smith, A R
Bradley	Fiske	Irwin	O'Connor	Smith, J E
Brennan	Fitzger'd	J B Johnson	Patton	Smith, J L
Bryan	Fitzger'd	J J Juengst	Phillips	Smith, J T
Burnett	Fordyce	Kelley, E E	Phipps	Snyder, T
Cain	Fowler	Kelly, G T	Plank	Stevens
Cohn	Frisbie	Kelsey	Platt	Streifler
Conger	Galbraith	Kittell	Post	Sullivan, T P
Cook	Gale	Knipp	Poth	Swift
Cooley	Gardiner, R	Larzelere	Price	Trainor
Costello	Gardner, C J	Lewis, M E	Prince	Tripp
Cotton	Geoghan	Lewis, T. D.	Remsen	Walrath
Coughtry	Gleason	Litchard	Rierdon	Weekes
Darrison	Graham	Maher	Roberts	Wheeler
Davis	Green	Marson	Roche	Wilson
De Graw	Griffith	Martin	Rodenbeck	Wissel
Delaney, J T	Guider	McCreary	Rogers	Witter
Delaney W F	Hallock	McEwan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1639) entitled "An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers'" (Int. No. 1289), was read the third time, having been printed and upon the desks of the members in its

final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Halpin	McCreary	Russell
Ahern	Delaney, W F	Harburger	McEwan	Sage
Allds	Demarest	Harris	McInerney	Sanders
Apgar	Dillon	Hasenflug	McKeown	Sands
Axtell	Doughty	Hatch	Meister	Scanlon
Babcock	Dusinbery	Hawkins	Metcalfe	Sharkey
Baker	Egan	Herrick	Metzler	Siems
Barnes	Ellis	Hill	Miller	Slater
Baum	Everett	Hitchcock	Morgan	Smith, A R
Bedell	Fallows	Holsten	Morris	Smith, J L
Beede	Fancher	Hyman, A Z	O'Connell	Smith J T
Bradley	Fish	Hyman, S F	Patton	Snyder, R A
Brennan	Fiske	Johnson	Phillips	Stevens
Bryan	Fitzger'd J B	Juengst	Phipps	Stewart
Burnett	Fitzger'd J J	Kelley, E E	Plank	Sullivan, T P
Cain	Fordyce	Kelly, G T	Platt	Sullivan, W J
Cohn	Fowler	Kelsey	Post	Swift
Conger	Galbraith	Kittell	Poth	Treat
Cook	Gale	Knipp	Prince	Tripp
Cooley	Gardiner, R	Larzelere	Remsen	Walrath
Costello	Gardner, C J	Lewis, M E	Rierdon	Weekes
Cotton	Geoghan	Lewis, T D	Roberts	West
Coughtry	Gleason	Litchard	Roche	Wilson
Darrison	Graham	Maher	Rodenbeck	Wissel
Davis	Griffith	Marson	Rogers	Witter
De Graw	Guider	Martin	Rowe	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2276) entitled "An act to amend an act relative to the water works department of the city of Troy, and to provide for an increased supply of water in the said city, being chapter

576 of the Laws of 1893, as amended" (Int. No. 1515), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McMillan	Sawyer
Ahern	Doughty	Hawkins	Meister	Scanlon
Allds	Dusinbery	Henry	Metcalfe	Sharkey
Apgar	Egan	Herrick	Metzler	Siems
Axtell	Everett	Hill	Miller	Slater
Babcock	Fallows	Hitchcock	Minton	Sloane
Baker	Fancher	Holsten	Morgan	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Prince	Sullivan, W J
Conger	Gardiner, R	Knipp	Remsen	Swift
Cook	Gardner, C J	Larzelere	Rierdon	Trainor
Cooley	Geoghan	Lewis, M E	Roberts	Treat
Costello	Gleason	Lewis, T D	Roche	Tripp
Cotton	Graham	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney, J T	Halpin	McEwan	Sage	Wilson
Delaney, W F	Harris	McInerney	Sanders	Wissel
Demarest	Hasenflug	McKeown	Sands	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 300) entitled "An act to amend the Greater New York charter, in relation to the Municipal Court of the city of New York in the borough of Brooklyn" (Int. No. 300), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 144 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sands
Ahern	Doughty	Hasenflug	McMillan	Sawyer
Allds	Dusinbery	Hatch	Meister	Scanlon
Apgar	Egan	Hawkins	Metzler	Sharkey
Axtell	Ellis	Henry	Miller	Slater
Babcock	Everett	Herrick	Minton	Sloane
Baker	Fallows	Hill	Morgan	Smith, A R
Barnes	Fancher	Hitchcock	Morris	Smith, J E
Baum	Farrell	Holsten	O'Connell	Smith, J L
Bedell	Fish	Honeck	O'Connor	Smith, J T
Beede	Fiske	Hyman, A Z	Patton	Snyder R A
Bradley	Fitzger'd J B	Hyman, S F	Phillips	Stevens
Brennan	Fitzger'd J J	Irwin	Phipps	Stewart
Bryan	Fordyce	Johnson	Plank	Streifler
Burnett	Fowler	Juengst	Platt	Sullivan, T P
Cain	Frisbie	Kelley, E E	Post	Sullivan W J
Cohn	Galbraith	Kelsey	Poth	Swift
Conger	Gale	Kittell	Price	Trainor
Cook	Gardiner, R	Knipp	Prince	Treat
Cooley	Gardner, C J	Larzelere	Remsen	Tripp
Costello	Geoghan	Lewis, M E	Rierdon	Waite
Cotton	Gleason	Lewis, T D	Roberts	Walrath
Coughtry	Graham	Litchard	Roche	Weekes
Darrison	Green	Maher	Rodenbeck	West
Davis	Griffith	Marson	Rogers	Wheeler
De Graw	Guider	Martin	Rowe	Wilson
Delaney, J T	Hallock	McCreary	Ryttenberg	Wissel
Delaney, W F	Halpin	McEwan	Sage	Witter
Demarest	Harburger	McInerney	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2036) "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the Comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the City Magistrate's Court in the year 1898" (Int. No. 1506), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	Metcalf	Sawyer
Ahern	Ellis	Henry	Metzler	Scanlon
Allds	Everett	Herrick	Miller	Sharkey
Apgar	Fallows	Hill	Minton	Siems
Axtell	Fancher	Holsten	Morgan	Slater
Babcock	Farrell	Honeck	Morris	Sloane
Baker	Fish	Hyman, A Z	O'Connell	Smith A R
Barnes	Fiske	Hyman, S F	O'Connor	Smith, J E
Baum	Fitzger'd J B	Irwin	Patton	Smith, J L
Bedell	Fitzgerald J J	Johnson	Phillips	Smith, J T
Beede	Fordyce	Juengst	Phipps	Snyder R A
Bradley	Fowler	Kelley E E	Plank	Snyder T
Brennan	Frisbie	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Streifler
Cain	Gardiner, R	Knipp	Price	Sullivan T P
Cohn	Gardner, C J	Larzelere	Prince	Sullivan, W J
Conger	Geoghan	Lewis, M E	Remsen	Swift
Cook	Gleason	Lewis, T D	Rierdon	Trainor
Costello	Graham	Litchard	Roberts	Treat
Cotton	Green	Maher	Roche	Tripp
Coughtry	Griffith	Marson	Rodenbeck	Waite
Darrison	Guider	Martin	Rogers	Walrath

De Graw	Hallock	McCreary	Rowe	Weekes
Delaney, J T	Halpin	McEwan	Russell	West
Delaney, W F	Harburger	McInerney	Ryttenberg	Wheeler
Demarest	Harris	McKeown	Sage	Wilson
Dillon	Hasenflug	McMillan	Sanders	Wissel
Doughty	Hatch	Meister	Sands	Witter
Dusinbery				

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 841) entitled "An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' relative to compensation of city chamberlain" (Int. No. 740), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sanders
Ahern	Dusinbery	Hawkins	Meister	Sands
Allds	Egan	Henry	Metcalfe	Sawyer
Apgar	Ellis	Herrick	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Siems
Baker	Fancher	Holsten	Morgan	Sloane
Barnes	Fish	Honeck	Morris	Smith A R
Baum	Fiske	Hyman, A Z	O'Connell	Smith, J E
Bedell	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd, J J	Irwin	Patton	Smith, J T
Bradley	Fordyce	Johnson	Phillips	Snyder, R A
Brennan	Fowler	Juengst	Phipps	Snyder, T
Bryan	Frisbie	Kelley, E E	Plank	Stevens
Burnett	Galbraith	Kelly, G T	Platt	Stewart

Cain	Gale	Kelsey	Post	Sullivan, T P
Cohn	Gardiner, R	Kittell	Poth	Sullivan W J
Conger	Gardner, C J	Knipp	Price	Swift
Cook	Geoghan	Larzelere	Prince	Trainor
Cooley	Gleason	Lewis, M E	Remsen	Treat
Costello	Graham	Lewis, T D	Rierdon	Tripp
Cotton	Green	Litchard	Roberts	Waite
Coughtry	Griffith	Maher	Roche	Walrath
Darrison	Guider	Marson	Rodenbeck	Weekes
Davis	Hallock	Martin	Rogers	West
De Graw	Halpin	McCreary	Rowe	Wheeler
Delaney, J T	Harburger	McEwan	Russell	Wilson
Delaney, W F	Harris	McInerney	Ryttenberg	Wissel
Demarest	Hasenflug	McKeown	Sage	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2281) entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and to consolidate therewith the several acts in relation to the charter of said city'" (Int. No. 1648), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149
{ NOES 00

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R

Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hymman, S F	Patton	Smith, J T
Beede	Fitzger'd JB	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wissel
Delaney, W F	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2272) entitled "An act to legalize and confirm certain appointments made in the fire department by the fire commissioners of the former cities of Brooklyn, and of Long Island City" (Int. No. 354), was read the third time, having been printed and upon the desk of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 59 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hatch	McMillan	Slater
Ahern	Doughty	Henry	Metzler	Smith, A R
Allds	Dusinbery	Hill	Miller	Smith, J L

Apgar	Ellis	Hitchcock	Morgan	Smith, J T
Axtell	Everett	Irwin	Patton	Snyder, R A
Babcock	Fallows	Johnson	Phipps	Snyder, T
Baker	Fancher	Kelley, E E	Plank	Stevens
Bedell	Fish	Kelsey	Platt	Swift
Beede	Fordyce	Kittell	Post	Treat
Brennan	Fowler	Knipp	Price	Tripp
Bryan	Galbraith	Larzelere	Remsen	Waite
Burnett	Gardiner, R	Lewis, M E	Roberts	Walrath
Conger	Gardner, C J	Lewis, T D	Rodenbeck	Weekes
Cook	Gleason	Litchard	Rogers	West
Costello	Graham	Marson	Rowe	Wheeler
Cotton	Griffith	Martin	Russell	Wilson
Coughtry	Hallock	McCreary	Sands	Witter
Darrison	Harris	McEwan	Sawyer	Speaker
De Graw				

Those who voted in the negative, were

Barnes	Fiske	Herrick	Minton	Scanlon
Baum	Fitzger'd JB	Holsten	Morris	Sharkey
Bradley	Fitzger'd JJ	Honeck	O'Connell	Siems
Cain	Frisbie	Hyman, A Z	O'Connor	Sloane
Cohn	Gale	Hyman, S F	Phillips	Smith, J E
Cooley	Geoghan	Juengst	Poth	Stewart
Davis	Green	Kelly, G T	Prince	Streifler
Delaney, W F	Guider	Maher	Rierdon	Sullivan, T P
Demarest	Halpin	McInerney	Roche	Sullivan, WJ
Dillon	Harburger	McKeown	Ryttenberg	Trainor
Egan	Hasenflug	Meister	Sage	Wissel
Farrell	Hawkins	Metcalfe	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2124) entitled "An act to authorize the city of Yonkers to equip and maintain additional fire houses and issue bonds therefor" (Int. No. 1556), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	148	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalf	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith J T
Bradley	Fitzger'd, J J	Johnson	Phipps	Snyder, R A
Brennan	Fordyce	Juengst	Plank	Snyder, T
Bryan	Fowler	Kelley, E E	Platt	Stevens
Burnett	Frisbie	Kelly, G T	Post	Stewart
Cain	Galbraith	Kelsey	Poth	Streifler
Cohn	Gale	Kittell	Price	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Sullivan W J
Cook	Gardner, C J	Larzelere	Reimsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Gleason	Lewis, T D	Roberts	Treat
Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath
Davis	Guider	Martin	Rowe	Weekes
De Graw	Hallock	McCreary	Russell	West
Delaney, J T	Halpin	McEwan	Ryttenberg	Wheeler
Delaney, W F	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2135) entitled "An act to amend the Code of Civil Procedure, in relation to the service of notice of sale in foreclosure by advertisement" (Int. No. 1568), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 149 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A	ZO'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelly, G T	Platt	Stewart
Burnett	Frisbie	Kelley, E E	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Alds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Doughty	Harburger	McCreary	Sanders
Allds	Dusinbery	Harris	McKeown	Sands
Axtell	Egan	Hasenflug	McMillan	Scanlon
Babcock	Ellis	Hatch	Metcalfe	Sharkey
Baker	Everett	Hawkins	Metzler	Slater
Barnes	Fallows	Hill	Miller	Smith, A R
Bedell	Fancher	Hitchcock	Minton	Smith, J T
Beede	Farrell	Honeck	Morgan	Snyder T
Brennan	Fish	Hyman, A Z	Morris	Stevens
Bryan	Fiske	Hyman, S F	Patton	Stewart
Burnett	Fitzger'd J B	Irwin	Phillips	Streifler
Conger	Fitzger'd J J	Johnson	Phipps	Sullivan, W J
Cook	Fordyce	Juengst	Plank	Swift
Cooley	Fowler	Kelley, E E	Platt	Trainor
Costello	Frisbie	Kelly, G T	Poth	Treat
Coughtry	Galbraith	Kelsey	Price	Tripp
Darrison	Gale	Kittell	Prince	Waite
Davis	Gardiner, R	Knipp	Roberts	Walrath
De Graw	Gardner, C J	Larzelere	Roche	Weekes
Delaney, J T	Graham	Lewis, T D	Rodenbeck	West
Delaney, W F	Green	Litchard	Rogers	Wheeler
Demarest	Griffith	Marson	Rowe	Wilson
Dillon	Hallock	Martin	Russell	Witter 115

The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House, with Mr. Ahern, who, upon giving satisfactory explanation for being absent, was excused.

Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the affirmative.

The bill (No. 2126) entitled "An act to amend subdivision 10 of section 4 of chapter 39 of the general laws known as the Railroad Law, relative to mortgages of railroad corporations" (Int. No. 1558), having been announced for a third reading.

On motion of Mr. Hill, and by unanimous consent, said bill was made a special order on third reading for Thursday, next, immediately after the reading of the journal.

Mr. Speaker announced the special order, being the bill (No. 2173) entitled "An act to authorize the town board of the town of Stillwater in the county of Saratoga to issue bonds for the purpose of raising money to build and construct a public highway in said town." (Int. No. 1583.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hill	Metcalf	Scanlon
Ahern	Ellis	Hitchcock	Metzler	Sharkey
Allds	Everett	Holsten	Miller	Siems
Apgar	Fallows	Honeck	Morgan	Slater
Babcock	Farrell	Hyman, A Z	O'Connell	Sloane
Baker	Fish	Hyman, S F	O'Connor	Smith, J E
Barnes	Fiske	Johnson	Patton	Smith, J L
Baum	Fitzger'd JB	Juengst	Phillips	Snyder, R A
Bedell	Fitzger'd JJ	Kelley, E E	Phipps	Stevens
Beede	Fordyce	Kelly, G T	Plank	Stewart
Bradley	Fowler	Kelsey	Platt	Streifer
Brennan	Frisbie	Kittell	Poth	Sullivan, T P
Bryan	Galbraith	Knipp	Price	Sullivan, W J
Burnett	Gardiner, R	Larzelere	Prince	Swift
Cain	Gardner, C J	Lewis, M E	Rierdon	Trainor
Cohn	Gleason	Lewis, T D	Roberts	Treat
k	Graham	Litchard	Roche	Tripp
Cooley	Green	Maher	Rodenbeck	Waite
Costello	Griffith	Marson	Rogers	Walrath
Cotton	Guider	Martin	Russell	Weekes
Darrison	Halpin	McCreary	Ryttenberg	West
Davis	Harburger	McEwan	Sage	Wheeler

De Graw	Hasenflug	McInerney	Sanders	Wilson
Delaney, J T	Hatch	McMillan	Sands	Wissel
Demarest	Hawkins	Meister	Sawyer	Witter
Dusinbery	Henry			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2324) entitled "An act to amend the Banking Law relative to the rate of interest." (Int. No. 1670.)

On motion of Mr. Hatch, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Herrick	Minton	Scanlon
Ahern	Dillon	Hill	Morgan	Sharkey
Allds	Doughty	Hitchcock	Morris	Slater
Apgar	Dusinbery	Honeck	O'Connell	Slater
Axtell	Egan	Hyman, A Z	O'Connor	Smith, A R
Babcock	Ellis	Hyman, S F	Patton	Smith, J E
Baker	Everett	Johnson	Phillips	Smith, J L
Barnes	Fancher	Juengst	Phipps	Smith, J T
Baum	Farrell	Kelley, E E	Plank	Snyder, R A
Bedell	Fish	Kelly, G T	Platt	Snyder, T
Beede	Fiske	Kelsey	Post	Stevens
Bradley	Fitzger'd J J	Kittell	Poth	Stewart
Brennan	Fordyce	Knipp	Price	Streifler
Bryan	Fowler	Larzelere	Prince	Sullivan, T P
Burnett	Frisbie	Lewis, M E	Remsen	Sullivan, W J
Cain	Gale	Lewis, T D	Rierdon	Swift
Cohn	Gardiner, R	Litchard	Roberts	Trainor
Conger	Gardner, C J	Maher	Roche	Treat
Cook	Gleason	Marson	Rodenbeck	Tripp

Cooley	Graham	Martin	Rogers	Waite
Costello	Green	McCreary	Rowe	Walrath
Cotton	Guider	McEwan	Russell	Weekes
Coughtry	Hallock	McInerney	Ryttenberg	West
Darrison	Halpin	McMillan	Sage	Weekes
Davis	Harburger	Meister	Sanders	Wilson
De Graw	Harris	Metcalfe	Sands	Wissel
Delaney, J T	Hasenflug	Metzler	Sawyer	Witter
Delaney, W F	Hatch	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2123) entitled "An act in relation to the licensing the peddling or selling of merchandise in the village of Cold Spring and Nelsonville." (Int. No. 1565.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hitchcock	Miller	Scanlon
Ahern	Everett	Holsten	Minton	Sharkey
Allds	Fallows	Honeck	Morgan	Siems
Apgar	Fancher	Hyman, A Z	Morris	Slater
Axtell	Fish	Hyman, S F	O'Connell	Sloane
Babcock	Fiske	Irwin	O'Connor	Smith A R
Baker	Fitzger'd J B	Juengst	Patton	Smith, J E
Barnes	Fitzger'd J J	Kelley, E E	Phillips	Smith J L
Baum	Fordyce	Kelly, G T	Phipps	Smith J T
Bedell	Frisbie	Kelsey	Plank	Snyder R A
Beede	Galbraith	Kittell	Platt	Snyder T
Bradley	Gale	Knipp	Post	Stevens
Brennan	Gardiner, R	Larzelere	Poth	Stewart
Bryan	Geoghan	Lewis, M E	Price	Streifler
Burnett	Gleason	Lewis, T D	Prince	Sullivan T P

Cohn	Graham	Litchard	Remsen	Swift
Conger	Griffith	Maher	Rierdon	Trainor
Cooley	Guider	Mason	Roberts	Treat
Costello	Hallock	Martin	Roche	Tripp
Cotton	Halpin	McCreary	Rogers	Waite
Coughtry	Harburger	McEwan	Rowe	Walrath
Darrison	Harris	McInerney	Russell	Weekes
De Graw	Hasenflug	McKeown	Ryttenberg	West
Delaney, J T	Hatch	McMillan	Sage	Wilson
Demarest	Henry	Meister	Sanders	Wissel
Doughty	Herrick	Metcalf	Sands	Witter
Dusinbery	Hill	Metzler	Sawyer	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2240) entitled "An act to amend the Town Law, relating to the sale and conveyance of town property" (Int. No. 1624), said bill having been announced for a third reading, was read the third time, having been printed and upon the desks of the members in its final form three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	McMillan	Sands
Ahern	Doughty	Henry	Meister	Scanlon
Allds	Dusinbery	Herrick	Metcalf	Siems
Apgar	Egan	Hill	Miller	Slater
Axtell	Ellis	Hitchcock	Minton	Sloane
Babcock	Fallows	Holsten	Morgan	Smith, A R
Baker	Fancher	Honeck	Morris	Smith, J E
Barnes	Farrell	Hyman, A	ZO'Connell	Smith, J L
Baum	Fish	Hyman, S F	O'Connor	Snyder, R A
Bedell	Fitzger'd	J B Irwin	Patton	Snyder, T
Beede	Fitzger'd	J J Johnson	Phipps	Stewart
Brennan	Fowler	Kelley, E E	Plank	Streifler
Bryan	Galbraith	Kelly, G T	Platt	Sullivan, T P

Burnett	Gale	Kelsey	Post	Sullivan, W J
Cain	Gardner, C J	Kittell	Price	Swift
Cohn	Geoghan	Knipp	Prince	Treat
Conger	Gleason	Larzelere	Rierdon -	Tripp
Cooley	Graham	Lewis, M E	Roberts	Waite
Costello	Green	Lewis, T D	Rodenbeck	Walrath
Cotton	Griffith	Litchard	Rogers	West
Darrison	Hallock	Maher	Rowe	Wheeler
Davis	Halpin	Martin	Russell	Wilson
De Graw	Harburger	McCreary	Ryttenberg	Wissel
Delaney, W F	Harris	McEwan	Sage	Witter
Demarest	Hatch	McKeown	Sanders	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2322) entitled "An act to legalize and confirm the election of three fire commissioners and a treasurer of the Cairo village fire district, in the town of Cairo, county of Greene, State of New York, held on the 21st day of January, 1900, and all official acts of such fire commissioners and treasurer performed since such election." (Int. No. 1668.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Holsten	Morgan	Siems
Ahern	Ellis	Honeck	Morris	Slater
Allds	Fallows	Hyman, A Z	O'Connell	Sloane
Apgar	Fancher	Irwin	O'Connor	Smith, J E
Axtell	Farrell	Juengst	Patton	Smith, J L
Babcock	Fish	Kelly, E E	Phillips	Smith, J T
Baker	Fiske	Kelly, G T	Phipps	Snyder, R A
Barnes	Fitzgerald J J	Kelsey	Plank	Snyder, T
Bedell	Fordyoe	Kittell	Platt	Stevens

Beede	Galbraith	Knipp	Poth	Stewart
Bradley	Gale	Larzelere	Price	Streifler
Brennan	Gardiner, R	Lewis, M E	Prince	Sullivan, T P
Bryan	Gardner, C J	Litchard	Remsen	Sullivan, W J
Cain	Gleason	Maher	Rierdon	Swift
Cohn	Graham	Martin	Roberts	Trainor
Conger	Green	McCreary	Rodenbeck	Treat
Cook	Guider	McEwan	Rogers	Tripp
Costello	Halpin	McInerney	Rowe	Waite
Cotton	Harburger	McKeown	Russell	Walrath
Darrison	Hasenflug	McMillan	Ryttenberg	Weekes
Davis	Hatch	Meister	Sage	West
De Graw	Hawkins	Metcalfe	Sands	Wheeler
Delaney, W F	Henry	Metzler	Sawyer	Wilson
Demarest	Hill	Miller	Scanlon	Wissel
Dillon	Hitchcock	Minton	Sharkey	Witter
Doughty				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Hatch, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend section 1406 of chapter 378 of the Laws of 1897 in relation to the Court of Special Sessions." (No. 2378, Int. No. 1544.)

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (No. 2214, Int. No. 1434.)

"An act to amend the Insanity Law, and incorporate therein other statutes relating to the insane." (No. 2390, Int. No. 657.)

"An act to amend the Highway Law, and incorporate therein other statutes relating to highways." (No. 2391, Int. No. 540.)

"An act authorizing the board of supervisors of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Publishing Company for publishing the Niagara County official canvass for 1899." (No. 2357, Int. No. 1682.)

"An act to enable the board of police commissioners of the city of New York to inquire into the reduction from the grade of sergeant to the grade of patrolman of George S. J. Wheeler, William J. Dunn and Charles A. Flanagan, and in its discretion to reappoint them in the grade of sergeant." (No. 2379, Int. No. 1445.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the office of commissioner of jurors for the boroughs of Manhattan and the Bronx in the year 1899, pending the preparation of municipal civil service eligible lists for the position of jury notice servers in said office." (No. 2375, Int. No. 1636.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Christopher C. Quinn, a policeman of the first grade for reinstatement, in said department." (No. 2376, Int. No. 1640.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against James A. Dourigan, a policeman of the first grade, for reappointment in said department." (No. 2363, Rec. No. 217.)

"An act to provide for the establishment and maintenance by the city of New York of a hospital for the regular treatment of the disease known as pulmonary tuberculosis." (No. 2377, Int. No. 1554.)

"An act to authorize the town board of the town of Brunswick, of Rensselaer county, to audit the accounts of Michael P. Hayner, Franklin J. Hayner and William H. Thomas, commissioners of highways for said town during the year 1899, for expenditures made and services performed by them as such commissioners." (No. 2381, Int. No. 1631.)

"An act to amend section 360 of the Code of Civil Procedure." (No. 2364, Rec. No. 46.)

"An act to enable the commissioner of public safety of the city of Albany to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department." (No. 2370, Int. No. 1375.)

"An act to make the office of the county clerk of Queens county a salaried office and providing for the conduct of such office." (No. 2235, Int. No. 1619.)

"An act to make the office of the sheriff of Queens county a

salaried office and to regulate the management thereof." (No. 2238, Int. No. 1622.)

"An act to amend section 484 of the Code of Civil Procedure, in relation to joining causes of action for penalties in a complaint." (No. 2362, Rec. No. 161.)

"An act to amend section 791 of the Code of Civil Procedure relating to preference among civil actions." (No. 2366, Int. No. 1408.)

"An act to secure proper sanitary conditions and proper ventilation in public buildings and school houses." (No. 38, Int. No. 38.)

"An act to provide for the construction of a bridge over Black river, at Pratts landing, between the towns of Greig and Turin, in the county of Lewis, and making an appropriation thereof." (No. 2368, Int. No. 539.)

"An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations as to certain actions." (No. 2367, Int. No. 1586.)

"An act to amend the Code of Civil Procedure, relating to an action establishing the validity of the probate of a last will and testament." (No. 2365, Int. No. 1185.)

"An act to amend the Code of Civil Procedure in relation to the salary of stenographers in Rensselaer county." (No. 2343, Int. No. 1516.)

"An act supplemental to chapter 469 of the Laws of 1892, entitled 'An act to restore to the owners of water power on Black river the water diverted by the State for canal purposes.'" (No. 2329, Rec. No. 129.)

"An act to amend the Greater New York charter, in relation to ambulances." (No. 2316, Int. No. 546.)

"An act amending the Consolidated School Law in relation to annual school meetings in union free school districts." (No. 2346, Int. No. 845.)

"An act to amend the Code of Criminal Procedure, in relation to the commitment of vagrants." (No. 2344, Int. No. 1572.)

"An act to amend section 3063 of the Code of Civil Procedure,

relating to appeals to the Appellate Court.” (No. 2345, Int. No. 1575.)

“An act to amend the Code of Criminal Procedure, relative to statements of police clerks in New York city to the Secretary of State.” (No. 2339, Int. No. 1054.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against Frank Bolles, a policeman of the third grade, for reappointment in said department.” (No. 2312, Int. No. 1526.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against William C. Scholes, a policeman of the first grade, for reappointment in said department.” (No. 2309, Int. No. 729.)

“An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Patrick J. Mitchell, formerly a patrolman in the police department of said city, and to reappoint him in said department.” (No. 2313, Int. No. 1549.)

“An act to authorize the fire commissioners of the city of New York to inquire into the dismissal from the fire department of James J. O’Brien, a fireman, and in its discretion to reappoint him.” (No. 2311, Int. No. 1381.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against Samuel T. Munson, a policeman of the third grade, for reappointment in said department.” (No. 2315, Int. No. 1587.)

“An act to provide for the erection of a suitable monument to the memory of the soldiers of the Ninth Regiment, New York State militia (Eighty-third Volunteer Infantry) of the State of New York, who were engaged in the battle of Antietam, and making an appropriation therefor.” (No. 2342, Int. No. 1347.)

“An act to authorize the building of an extension of a dyke for the protection of property adjacent to the Chemung river in the town of Corning, in the county of Steuben, and making an appropriation therefor.” (No. 2331, Int. No. 236.)

“An act for the protection of life and property against loss or

damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons." (No. 2335, Int. No. 803.)

"An act to provide for the completion of the State armory at Whitehall, New York, and making an appropriation therefor." (No. 2336, Int. No. 881.)

"An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' as amended, relating to the payment of damages to owners of real property damaged by change of grade of streets, highways or bridges." (No. 2304, Rec. No. 207.)

"An act to provide for the payment of the claim of Thomas Penders for mason work and material furnished the board of education of Long Island City during the year 1891." (No. 2303, Rec. No. 108.)

"An act making an appropriation for constructing a hoist bridge over the Erie canal, on Catherine and Almond streets in the city of Syracuse." (No. 2330, Rec. No. 156.)

"An act to amend chapter 112 of the Laws of 1896, entitled 'An act in relation to the traffic in liquors and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws,' as amended by chapter 312 of the Laws of 1897, by chapter 167 of the Laws of 1898, and by chapters 398 and 434 of the Laws of 1899." (No. 2388, Rec. No. 201.)

"An act making an appropriation for paying a portion of the cost of constructing an extension of what is known as the State hospital sewer, from its present terminus on the east bank of the Chenango river, in the city of Binghamton, across and down said river and down the Susquehanna river, to a point near the western limits of said city of Binghamton." (No. 2341, Int. No. 1297.)

Ordered, That said bills be engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No. 2374) entitled "An act to amend section 1555 of chapter 378 of the Greater New York charter in relation to the care of records" (Int. No. 1329), reported the same with the following recommendations:

Page 2, underscore all of lines 3 to 23 inclusive.

Same page, line 3, strike out the figure "2" and insert in lieu thereof the figures "1555."

Same page, same line, after the figures "1555" insert in brackets the following: "Except as otherwise provided by this act, all papers now required by law to be filed and recorded in the town clerk's office in any other towns by this act united and consolidated into the city of New York, shall after this act takes effect, be filed and recorded in the office of the clerk of the county in which such town is situated, and all such papers filed and recorded in any town clerk's office of such towns, and the records thereof shall, immediately after this act takes effect, be deposited in such county clerk's office by the town clerks of such towns, and shall remain on record therein."

Same page, lines 7, 14 and 21, strike out "section mark and figures."

Same page, line 24, strike out figure "6" and insert in lieu thereof the figure "2."

Same page, same line, strike out the words "This act shall take effect immediately, and."

Same page, same line, capitalize the word "all."

After line 25 add a new section to read as follows:

"§ 3. This act shall take effect immediately."

HYATT C. HATCH,

Chairman.

Which report was agreed to, and said said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the bill (No 2065) entitled "An act to amend sections 2 and 2 of title 1 of chapter 182 of the Laws of 1892" (Int. No. 1538), reported the same with the following recommendations:

Page 1, line 2, after the word "ninety-two" insert the following, "entitled 'An act to incorporate the city of Mount Vernon.'"

Page 2, line 21, strike out the word "limit" and insert the word "limits."

Page 3, line 5, after the figure "2" insert the words "Subdivision one of."

Same page, same line, after the word "of" insert the word "said."

Same page, same line, after the word "chapter" insert the following, "entitled 'First ward.'"

Same page, lines 5 and 6, strike out the following, "One hundred and eighty-two of the laws of eighteen hundred and ninety-two."

Page 3, line 22, after the word "river" insert the following, "thence southerly along the center line of Hutchinson river."

Page 4, line 1, after the word "intersection" strike out the word "to" and insert the word "of."

Amend the title to read as follows:

"An act to amend the charter of the city of Mount Vernon relative to the boundaries of the city of Mount Vernon."

HYATT C. HATCH,
Chairman.

Which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Hatch, from the committee on revision, to which was referred the Senate bill, No. 794, Rec. No. 171, and Assembly bill No. 1446, Int. No. 1177, entitled "An act to incorporate the Esperance Union Anti-Horse Thief Society," reported that they have compared the same and find that they are not identical, which report was agreed to and said bill ordered referred to the committee on general laws.

Mr. R. A. Snyder, from the committee on engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to prohibit certain sales by auctioneers." (No. 2359, Int. No. 254.)

"An act to amend the Tax Law relative to taxation of property of non-residents, capital stock of corporations and the organization tax of corporations." (No. 2360, Int. No. 1272.)

"An act to amend the Liquor Tax Law relating to a special deputy commissioner for Monroe county." (No. 2389, Int. No. 1656.)

"An act in relation to chiropodists and the practice of chiropody." (No. 2338, Int. No. 1038.)

"An act for the relief of old and faithful officers and employees in the civil service of the State, and civil divisions thereof including counties, towns, cities and villages thereof." (No. 2340, Int. No. 1102.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York for reappointment in said department." (No. 2371, Int. No. 1652.)

"An act to enable the board of police commissioners of the city of New York to inquire into the reduction from the grade of sergeant to the grade of patrolman of George S. J. Wheeler, William J. Dunn and Charles A. Flanagan, and in its discretion to reappoint them in the grade of sergeant." (No. 2379, Int. No. 1445.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the Comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the office of commissioner of jurors for the boroughs of Manhattan and the Bronx in the year eighteen hundred and ninety-nine, pending the preparation of municipal civil service eligible lists for the position of jury notice servers in said office." (No. 2375, Int. No. 1636.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Christopher C. Quinn, a policeman of the first grade for reinstatement, in said department." (No. 2376, Int. No. 1640.)

Senate, "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James A. Dourigan, a policeman of the first grade, for reappointment in said department." (No. 2363, Rec. No. 217.)

"An act to provide for the establishment and maintenance by the city of New York of a hospital for the regular treatment of the disease known as pulmonary tuberculosis." (No. 2377, Int. No. 1554.)

"An act to authorize the town board of the town of Brunswick, of Rensselaer county, to audit the accounts of Michael P. Hayner, Franklin J. Hayner and William H. Thomas, commissioners of highways for said town during the year 1899, for expenditures made and services performed by them as such commissioners." (No. 2381, Int. No. 1631.)

Senate, "An Act to amend section 360 of the Code of Civil Procedure." (No. 2364, Rec. No. 46.)

"An act to enable the commissioner of public safety of the city

of Albany to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department.” (No. 2370, Int. No. 1375.)

“An act to amend section 791 of the Code of Civil Procedure relating to preference among civil actions.” (No. 2366, Int. No. 1408.)

“An act to secure proper sanitary conditions and proper ventilation in public buildings and school houses.” (No. 38, Int. No. 38.)

“An act to provide for the construction of a bridge over Black river, at Pratts landing, between the towns of Greig and Turin, in the county of Lewis, and making an appropriation therefor.” (No. 2368, Int. No. 539.)

“An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations as to certain actions.” (No. 2367, Int. No. 1586.)

“An act to amend the Code of Civil Procedure, relating to an action establishing the validity of the probate of a last will and testament.” (No. 2365, Int. No. 1185.)

“An act to amend the Code of Civil Procedure in relation to the salary of stenographers in Rensselaer county.” (No. 2343, Int. No. 1516.)

Senate, “An act supplemental to chapter 469 of the Laws of 1892 entitled ‘An act to restore to the owners of water power on Black river the water diverted by the State for canal purposes.’” (No. 2329, Rec. No. 129.)

“An act to amend the Greater New York charter, in relation to ambulances.” (No. 2316, Int. No. 546.)

“An act amending the Consolidated School Law in relation to annual school meetings in union free school districts.” (No. 2346, Int. No. 845.)

“An act to amend the Code of Criminal Procedure, in relation to commitment of vagrants.” (No. 2344, Int. No. 1572.)

“An act to amend section 3063 of the Code of Civil Procedure, relating to appeals to the Appellate Court.” (No. 2345, Int. No. 1575.)

"An act to amend the Code of Criminal Procedure, relative to statements of police clerks in New York city to the Secretary of State" (No. 2339, Int. No. 1054.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Frank Bolles, a policeman of the third grade, for reappointment in said department." (No. 2312, Int. No. 1526.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against William C. Scholes, a policeman of the first grade, for reappointment in said department." (No. 2307, Int. No. 729.)

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Patrick J. Mitchell, formerly a patrolman in the police department of said city, and to reappoint him in said department." (No. 2313, Int. No. 1549.)

"An act to authorize the fire commissioners of the city of New York to inquire into the dismissal from the fire department of James J. O'Brien, a fireman, and in its discretion to reappoint him." (No. 2311, Int. No. 1381.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Samuel T. Munson, a policeman of the third grade, for reappointment in said department." (No. 2315, Int. No. 1587.)

"An act to provide for the erection of a suitable monument to the memory of the soldiers of the Ninth Regiment, New York State militia (Eighty-third Volunteer Infantry) of the State of New York, who were engaged in the battle of Antietam, and making an appropriation therefor." (No. 2342, Int. No. 1347.)

"An act to authorize the building of an extension of a dyke for the protection of property adjacent to the Chemung river in the town of Corning, in the county of Steuben, and making an appropriation therefor." (No. 2331, Int. No. 236.)

"An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons." (No. 2335, Int. No. 803.)

"An act to provide for the completion of the State armory at Whitehall, New York, and making an appropriation therefor." (No. 2336, Int. No. 881.)

Senate, "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls,' as amended, relating to the payment of damages to owners of real property damaged by change of grade of streets, highways or bridges." (No. 2304, Rec. No. 207.)

Senate, "An act to provide for the payment of the claim of Thomas Pender for mason work and material furnished the board of education of Long Island City during the year 1891." (No. 2303, Rec. No. 108.)

Senate, "An act making an appropriation for constructing a hoist bridge over the Erie canal, on Catherine and Almond streets in the city of Syracuse." (No. 2330, Rec. No. 156.)

Senate, "An act to amend chapter 112 of the Laws of 1896, entitled, 'An act in relation to the traffic in liquors and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws,' as amended by chapter 312 of the Laws of 1897, by chapter 167 of the Laws of 1898, and by chapters 398 and 434 of the Laws of 1899." (No. 2388, Rec. No. 201.)

"An act making an appropriation for paying a portion of the cost of constructing an extension of what is known as the State Hospital sewer, from its present terminus on the east bank of the Chenango river, in the city of Binghamton, across and down said river and down the Susquehanna river, to a point near the western limits of said city of Binghamton." (No. 2341, Int. No. 1297.)

"An act authorizing the board of supervisors of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Publishing Company for publishing the Niagara county official canvass for 1899." (No. 2357, Int. No. 1682.)

"An act to amend section 1406 of chapter 378 of the Laws of 1897 in relation to the Court of Special Sessions." (No. 2378, Int. No. 1544.)

"An act to amend the Insanity Law, and incorporate therein other statutes relating to the insane." (No. 2390, Int. No. 657.)

"An act to amend the Highway Law, and incorporate therein other statutes relating to highways." (No. 2391, Int. No. 540.)

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (No. 2214, Int. No. 1434.)

Mr. Fallows offered for the consideration of the House a resolution in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill (No. 828) entitled "An act to release the real estate of the Methodist Episcopal Church Home in the city of New York from assessments heretofore levied" (Rec. No. 248), and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

On motion of Mr. Fallows, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fallows, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Meister	Sawyer
Ahern	Doughty	Hatch	Metcalfe	Scanlon
Allds	Dusinbery	Henry	Metzler	Siems
Apgar	Egan	Herrick	Miller	Slater
Axtell	Ellis	Hill	Minton	Sloane
Babcock	Everett	Hitchcock	Morgan	Smith, A R
Baker	Fallows	Holsten	Morris	Smith. J E
Barnes	Fancher	Honeck	O'Connell	Smith J L
Baum	Farrell	Hyman, A	ZO'Connor	Smith J T

Bedell	Fish	Hyman, S F	Patton	Snyder, R A
Beede	Fiske	Irwin	Phillips	Snyder, T
Bradley	Fitzger'd J B	Johnson	Phipps	Stevens
Brennan	Fitzger'd J J	Juengst	Platt	Stewart
Bryan	Fordyce	Kelley, E E	Post	Streifler
Burnett	Fowler	Kelly, G T	Poth	Sullivan, T P
Cain	Frisbie	Kelsey	Price	Sullivan W J
Cohn	Galbraith	Kittell	Prince	Swift
Conger	Gale	Knipp	Remsen	Trainor
Cook	Gardiner, R	Larzelere	Rierdon	Treat
Cooley	Gardner, C J	Lewis, M E	Roberts	Tripp
Costello	Gleason	Lewis, T D	Roche	Waite
Cotton	Graham	Litchard	Rodenbeck	Walrath
Coughtry	Green	Maher	Rogers	Weekes
Darrison	Griffith	Marson	Rowe	West
Davis	Guider	McCreary	Russell	Wheeler
De Graw	Hallock	McEwan	Ryttenberg	Wilson
Delaney, J T	Halpin	McInerney	Sage	Wissel
Delaney, W F	Harburger	McKeown	Sands	Witter
Demarest	Harris	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill (No. 690) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relative to inspection and testing of gas meters" (Rec. No. 102), with a message that this bill was duly passed by the Senate February 21, 1900, and transmitted to the Assembly, and returned by that body March 13, with a message that they had concurred in the passage of the same. Said bill was thereupon transmitted to the mayor of the city of New York on March 13 for a hearing, as provided by law, and was returned by said mayor March 28, with a message that after a public hearing on said bill it had not been accepted by the mayor; therefore, said bill was again duly passed, the President stating the question

to be, shall this bill become a law, notwithstanding the objection of the mayor of the city of New York thereto, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Debate was had on the repassage of said bill, when Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 87 }
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McCreary	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith, A R
Axtell	Doughty	Hill	Miller	Smith, J L
Babcock	Dusinbery	Hitchcock	Morgan	Smith, J T
Baker	Ellis	Irwin	Patton	Snyder, T
Bedell	Everett	Johnson	Phipps	Stevens
Beede	Fallows	Kelley, E E	Plank	Swift
Brennan	Fancher	Kelsey	Platt	Treat
Bryan	Fordyce	Kittell	Post	Tripp
Burnett	Fowler	Knipp	Price	Waite
Conger	Galbraith	Larzelere	Remsen	Walrath
Cook	Gardiner, R	Lewis, M E	Roberts	Weekes
Cooley	Gardner, C J	Lewis, T D	Rodenbeck	West
Costello	Gleason	Litchard	Rogers	Wheeler
Cotton	Graham	Marson	Russell	Wilson
Coughtry	Griffith	Martin	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzgerald J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey

Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T P
Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd	J B Holsten			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1062) entitled "An act making an appropriation for Craig Colony for Epileptics" (Int. No. 364), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 3 and insert the following:

§ 3. Work done and material furnished under this act except the items for farm stock and implements, one thousand dollars, and for general improvements and repairs, twenty-five hundred dollars, shall be by contract, and no item of said appropriation shall be available for any such construction of buildings or work done under contract, except for advertising and preparing plans and specifications unless a contract therefor shall have been first made for the completion thereof within the appropriation therefor, and the performance secured by a satisfactory bond approved by the comptroller. The item for general improvements and repairs of two thousand five hundred dollars, may be done by or under the supervision of the board of managers upon estimates or contracts approved by the comptroller.

Mr. Kelsey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 130 {
 } NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Honeck	Morris	Siems
Ahern	Dusinbery	Hyman, A Z	O'Connell	Slater
Allds	Egan	Hyman, S F	O'Connor	Sloane
Apgar	Ellis	Johnson	Patton	Smith, A R
Axtell	Fallows	Kelley, E E	Phillips	Smith, J E
Babcock	Farrell	Kelly, G T	Phipps	Smith, J L
Baker	Fish	Kelsey	Plank	Smith, J T
Barnes	Fiske	Kittell	Platt	Snyder, R A
Baum	Fitzger'd J B	Knipp	Post	Snyder, T
Bedell	Fitzger'd J J	Larzelere	Poth	Stevens
Bradley	Fordyce	Lewis, M E	Price	Stewart
Bryan	Fowler	Lewis, T D	Prince	Streifler
Burnett	Galbraith	Maher	Remsen	Sullivan, T P
Cain	Gale	Marson	Rierdon	Sullivan, W J
Conger	Gardiner, R	Martin	Roberts	Swift
Cook	Gardner, C J	McCreary	Roche	Trainor
Cooley	Geoghan	McEwan	Rodenbeck	Treat
Cotton	Graham	McInerney	Rogers	Tripp
Cotton	Griffith	McKeown	Rowe	Waite
Coughtry	Hallock	McMillan	Russell	Walrath
Darrison	Halpin	Meister	Ryttenberg	Weekes
De Graw	Harris	Metcalfe	Sage	West
Delaney, J T	Hatch	Metzler	Sanders	Wheeler
Delaney, W F	Hawkins	Miller	Sawyer	Wilson
Demarest	Herrick	Minton	Scanlon	Wissel
Dillon	Hitchcock	Morgan	Sharkey	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A message was received from the Senate in words following:

STATE OF NEW YORK—SENATE CHAMBER,
 ALBANY, *March 27, 1900.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 1275, Rec. No. 20, entitled "An act to amend section 12 of chapter 686 of the Laws of 1892, entitled 'An act in relation to counties, constituting chapter 18 of the general laws,' in relation to the powers of boards of supervisors."

The vote upon the final passage of the said bill having been

reconsidered, on motion of Mr. Brown, and by unanimous consent, the same was amended as follows:

Section 1. At beginning of line 6, strike out "15" and insert "16."

Lines 7 and 8, strike out the words "fisheries, game and forest," and insert the words "forest, fish and game."

Said bill as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate.

JAMES S. WHIPPLE,
Clerk.

Mr. Bryan moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor

Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sands	Witter
Dillon	Hasenflug	McMillan	Sanders	

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hitchcock	Miller	Slater
Babcock	Fallows	Holsten	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat

Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney, J T	Halpin	McEwan	Sage	Wilson
Delaney, W F	Harburger	McInerney	Sanders	Wissel
Demarest	Harris	McKeown	Sands	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of the same and, as amended, have again passed the same.

The Senate returned the Senate bill (No. 673) entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and the several acts amendatory thereof and supplemental thereto, relating to the board of education of said city" (Rec. No. 123), with a message that this bill was duly passed by the Senate and transmitted to the Assembly, and was returned by that body March 4th, with a message that they had concurred in the passage of the same. Said bill was thereupon on March 6, 1900, duly transmitted to the mayor of the city of Rochester for a hearing as provided by law, and was returned by said mayor March 15, with a message that after such hearing said bill had not been accepted by the common council, the local legislative body of that city.

Said bill was thereupon amended as proposed in Senate printed bill (No. 1274), as follows:

AN ACT to amend chapter one hundred and forty-three of the laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and the several acts amendatory thereof and supplemental thereto relating to the board of education of said city.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Title six of chapter one hundred and forty-three of the laws of eighteen hundred and sixty-one entitled "An act to

amend and consolidate the several acts in relation to the charter of the city of Rochester," as amended by chapter six hundred and sixty of the laws of eighteen hundred and ninety-eight, is hereby amended as follows:

§ 2. Section one hundred and twenty-five of said title is hereby repealed.

§ 3. Subdivision two of section one hundred and twenty-seven of said title is hereby amended to read as follows:

2. To change the grades of all schools, or of any school, and of all classes of any high school or other schools under its charge, [upon the written recommendation of the superintendent, and upon the same recommendation] and to adopt and modify courses of study therefor.

§ 4. Section one hundred and thirty-eight of said title is hereby amended to read as follows:

§ 138. Whenever the board of education shall determine to build or enlarge a school building, it shall cause plans and specifications to be prepared therefor, and shall submit the same to the board of health for approval as to sanitary provision. The board of health shall thereupon and within ten days thereafter certify in writing to the board of education its approval or disapproval of such plans and specifications, and upon the failure of the board of health to so certify, then such plans and specifications shall be deemed to be approved by the board of health. [Whenever such plans and specifications shall have been approved by the board of health, either by its certificate of approval or by its failure to disapprove, as above provided, the board of education shall certify to the executive board such plans and specifications, together with a description and plans of the site and of the location of such building thereon; provided, however, that no such certification to the executive board shall be made until appropriations sufficient to provide for the cost of said proposed building or enlargement, shall have been made and credited to the building fund of the department of education. The executive board shall, upon receiving such certification and within thirty days thereafter, advertise for bids as herein provided, and if any bid is satisfactory to said executive board it shall enter into a contract for the erection of such building or for such enlargement, with stipulation for completion within a reasonable time. The said executive board shall have no power to change or alter such plans and specifications except by the consent and approval of both the board of education and the board of health. If the said executive board shall neglect or fail to enter into such contract for the erection of or enlargement of any building so authorized by the board of education within sixty days from the date of receiving such certification, then the duty of said

executive board in relation to the particular building or enlargement shall cease, and all the powers and duties conferred upon the executive board in relation thereto shall devolve upon the board of education.]

§ 5. Subdivision d of section one hundred and thirty-nine of said title is hereby amended to read as follows:

d. Each bid shall contain the name of every person, firm or corporation interested in the same and shall be accompanied by a sufficient guarantee of some disinterested person that if the bid is accepted, a contract will be entered into and the performance of it properly secured by bonds duly approved.

§ 6. Subdivision e of section one hundred and thirty-nine of said title is hereby repealed.

§ 7. Subdivision h of section one hundred and forty of said title is hereby amended to read as follows:

h. A board of examiners is hereby constituted, whose duty it shall be to examine all applicants for positions of principal or teacher in the public schools of Rochester, and to prepare an eligible list of such applicants as they may deem qualified, and as hereinafter provided, classified as to position and graded according to scholarship, character and general fitness. Such board of examiners shall consist of the superintendent together with two persons appointed by the said board of education, upon nomination of the superintendent. The term of service of the two persons so appointed shall be at the pleasure of the said board of education. They shall be paid such compensation for services actually rendered as the said board of education shall prescribe. To be eligible to appointment as examiner, an applicant must be (a) a graduate of a college or university recognized by the regents of the state of New York, and a practical educator, having had at least five years' successful experience [immediately preceding his appointment and since his graduation] in teaching since such graduation; or (b) must have a state certificate obtained as a result of an examination held since eighteen hundred and seventy-five together with at least ten years' successful experience in teaching, since obtaining such certificate. No principal or teacher in the public schools of Rochester shall be allowed to serve on the said board of examiners. The said board of examiners shall hold such [examination] examinations as the superintendent may prescribe [not less than one or more than three a year] and prepare the said eligible list. The superintendent shall report the said list to the said board of education and shall transcribe the same into a book which shall be open to public inspection. Any name placed upon the eligible list shall be entitled to remain thereon without further examination for the period of two years, after which the name shall be dropped

from said list and shall not be restored thereto except after a new examination.

§ 8. Subdivision i of section one hundred and forty of said title is hereby amended to read as follows:

i. [The chairman of the teachers' committee, together with the commissioner of the commissioner's district and] The superintendent shall nominate [constitute a board for the appointment, by and with the approval of the said board of education, of] principals for each school [in said commissioner's district] from the first ten names certified by the said board of examiners, as qualified for principalship. [They shall certify to the said board of education the appointments made by them and may at any time before approval, withdraw from the consideration of the said board, any such appointments; provided that] But no person shall be appointed to the position of principal of the free academy or high school, or of a grammar school, or teacher in the free academy or high school who [is not a graduate of a college or university recognized by the regents of the state of New York] has not had two years' successful experience as a teacher and who does not possess one of the following qualifications: (a) Completion of a four years' course in a college or high school recognized by the regents of the state of New York (b) completion of a four years' course in a normal school recognized by the state department of public instruction (c) holder of a life certificate of this state granted upon examination. [In the same manner as prescribed for the appointment of principals, the commissioner for a commissioner's district, together with] The superintendent and the principal of a school, shall constitute a board for the nomination [appointment to said school] of teachers for such school from the first twenty-five names on said eligible list for teachers; [provided, that] but no person shall be appointed as teacher in a grammar school or kindergarten who is not a graduate of a normal school after a course of study therein of at least two years, or has not pursued a course in pedagogy in a state training school or a city training school for one year. Except that any graduate of the normal course of the Rochester Athenaeum and Mechanics' Institute after a course therein of at least two years may be appointed in any of the schools of said city as teacher of manual training, domestic science, domestic art or any of the special subjects comprised in said normal course of said institute. The said board of education shall consider such nominations [appointments] and upon approval appoint the persons so nominated. [any such appointments shall be final.] [The failure of the board of education to disapprove any appointment of principal or teacher for fifteen

days after such appointment shall have been submitted for its action thereon shall be equivalent to the approval by said board of education of such appointment. But, any teacher in the employ of the said department of education at the time of the passage of this act shall be exempt from the conditions as to qualifications or eligibility imposed by this amendment and by said chapter six hundred sixty of the laws of eighteen hundred ninety-eight; and all such teachers except supply teachers shall be deemed to be upon the eligible list for appointment.

§ 9. Subdivisions e and f of section one hundred and forty-one of said title are hereby amended to read as follows:

e. [Each of the several wards of the city of Rochester shall constitute one school district for all purposes except as herein otherwise provided, and] The public schools [therein] shall be free to all children between the ages of five and twenty-one years residing in the city [such wards] and all evening schools shall be free to all persons over five years of age.

f. No order shall be drawn for payment of any bills or claims against the said department until the same has been approved by the comptroller [auditor.]

§ 9. This act shall take effect immediately.

Said bill was then duly passed, a majority of all the Senators elected voting in favor thereof, and three-fifths being present.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sanders
Ahern	Doughty	Herrick	Metcalfe	Sands
Allds	Dusinbery	Hill	Metzler	Sawyer
Apgar	Egan	Holsten	Minton	Scanlon
Axtell	Ellis	Honeck	Morgan	Sharkey
Babcock	Everett	Hyman, A	Z Morris	Siems
Baker	Fancher	Hyman, S F	O'Connell	Slater
Barnes	Farrell	Irwin	O'Connor	Smith, A R
Baum	Fish	Juengst	Patton	Smith, J E
Bedell	Fiske	Kelley, E E	Phillips	Smith, J L
Beede	Fitzger'd	JB Kelly, G T	Phipps	Snyder, R A

Bradley	Fordyce	Kelsey	Plank	Snyder, T
Brennan	Fowler	Kittell	Platt	Stevens
Burnett	Galbraith	Knipp	Post	Stewart
Cain	Gale	Larzelere	Poth	Streifler
Cohn	Gardner, C J	Lewis, M E	Price	Sullivan, W J
Conger	Geoghan	Lewis, T D	Prince	Swift
Cook	Graham	Litchard	Remsen	Trainor
Cooley	Gleason	Maher	Rierdon	Treat
Costello	Green	Marson	Roberts	Waite
Cotton	Griffith	Martin	Roche	Walrath
Coughtry	Hallock	McCreary	Rodenbeck	Weekes
Darrison	Halpin	McEwan	Rogers	Wheeler
Davis	Harburger	McInerney	Rowe	Wilson
De Graw	Hasenflug	McKeown	Russell	Wissel
Delaney, W F	Hatch	McMillan	Sage	Witter
Demarest				

Mr. Speaker put the question whether the House would agree to the final passage of said bill as amended and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Herrick	Metzler	Sawyer
Ahern	Egan	Hill	Miller	Scanlon
Allds	Ellis	Hitchcock	Minton	Sharkey
Apgar	Fallows	Holsten	Morgan	Siems
Axtell	Fancher	Honeck	Morris	Slater
Babcock	Farrell	Hyman, A	Z O'Connell	Sloane
Barnes	Fish	Hyman, S F	O'Connor	Smith, A R
Baum	Fiske	Irwin	Patton	Smith, J E
Bedell	Fitzger'd J B	Johnson	Phillips	Smith, J L
Beede	Fordyce	Juengst	Phipps	Snyder, R A
Bradley	Fowler	Kelley, E E	Plank	Snyder, T
Brennan	Frisbie	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Streifler
Cain	Gardner C J	Knipp	Price	Sullivan, T P
Cohn	Geoghan	Larzelere	Prince	Sullivan, W J
Cook	Gleason	Lewis, M E	Remsen	Swift
Cooley	Graham	Lewis, T D	Rierdon	Trainor
Costello	Green	Litchard	Roberts	Treat

Cotton	Griffith	Maher	Roche	Tripp
Coughtry	Guider	Marson	Rodenbeck	Waite
Darrison	Hallock	Martin	Rogers	Walrath
Davis	Halpin	McCreary	Rowe	Weekes
De Graw	Harburger	McEwan	Russell	West
Delaney, J T	Harris	McInerney	Ryttenberg	Wheeler
Delaney, W F	Hasenflug	McKeown	Sage	Wilson
Demarest	Hatch	McMillan	Sanders	Wissel
Dillon	Hawkins	Meister	Sands	Witter
Doughty	Henry	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of said bill and that as amended have again passed the same.

A message was received from the Senate in words following:

STATE OF NEW YORK—SENATE CHAMBER,
ALBANY, *March 23, 1900.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 344, Rec. No. 50) entitled "An act to amend the Penal Code, relative to exhibitions of slot machines with moving pictures."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Wagner, and by unanimous consent, the same was amended as follows:

Page 1, line 3, strike out § 317 and the words "Obscene prints."

Page 2, line 18, strike out the words "or others" and insert in place thereof the words "which pictures are lewd, obscene, indecent or immoral or other."

Pages 2 and 3, strike out all of subdivisions 2 and 3.

Said bill as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate.

JAMES S. WHIPPLE,

Clerk.

Mr. McKeown moved to reconsider the vote by which said bill was passed. 1

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 0 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalf	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Farmer	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman A. Z.	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd JB	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E. E.	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P.
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney J. T	Halpin	McEwan	Rytenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Metcalfe	Siems
Ahern	Dusinbery	Herrick	Metzler	Slater
Allds	Egan	Hitchcock	Miller	Smith A R
Apgar	Ellis	Holsten	Minton	Smith, J E
Axtell	Everett	Honeck	Morris	Smith, J L
Babcock	Fancher	Hyman, A Z	O'Connell	Smith, J T
Baker	Farrell	Hyman, S F	O'Connor	Snyder, R A
Barnes	Fiske	Johnson	Patton	Snyder, T
Baum	Fitzger'd J B	Juengst	Phillips	Stevens
Beede	Fitzger'd J J	Kelley, E E	Phipps	Stewart
Bradley	Fowler	Kelsey	Platt	Streitler
Brennan	Frisbie	Kittell	Post	Sullivan, T P
Bryan	Gale	Knipp	Poth	Sullivan, W J
Burnett	Gardiner, R	Larzelere	Price	Swift
Cain	Geoghan	Lewis, M E	Prince	Treat
Conger	Gleason	Lewis, T D	Remsen	Tripp
Cook	Graham	Litchard	Roberts	Waite
Costello	Green	Maher	Roche	Walrath
Cotton	Griffith	Marson	Rodenbeck	Weekes
Coughtry	Gruider	McCreary	Sage	West
Davis	Hallock	McEwan	Sanders	Wheeler
De Graw	Halpin	McInerney	Sawyer	Wilson
Delaney, J T	Harburger	McKeown	Scanlon	Wissel
Delaney, W F	Hasenflug	McMillan	Sharkey	Witter
Demarest	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of the same, and as amended was again passed.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Dusinbery	Hawkins	Meister	Sage
Ahern	Egan	Henry	Metcalfe	Sands
Allds	Ellis	Herrick	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Slater
Baker	Fancher	Honeck	Morgan	Smith, J E

Barnes	Fitzger'd	JJ Hyman, A Z	Morris	Smith, J L
Bedell	Fordyce	Hyman, S F	O'Connell	Smith, J T
Beede	Fowler	Irwin	O'Connor	Snyder, T
Brennan	Galbraith	Johnson	Patton	Stewart
Bryan	Gardiner, R	Juengst	Phipps	Sullivan, W J
Conger	Gardner, C J	Kelley, E E	Plank	Swift
Cook	Geoghan	Kelly, G T	Platt	Trainor
Cooley	Gleason	Kelsey	Post	Treat
Costello	Graham	Knipp	Price	Tripp
Coughtry	Green	Larzelere	Remsen	Walrath
Darrison	Griffith	Lewis, T D	Roberts	West
Davis	Guider	Litchard	Rodenbeck	Wheeler
De Graw	Hallock	Marson	Rogers	Wilson
Delaney, W F	Harburger	Martin	Russell	Wissel
Demarest	Harris	McCreary	Ryttenberg	Witter
Dillon	Hassenflug	McMillan		

The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House, with Messrs. Doughty, Farrell and Stevens, each of whom, upon giving satisfactory explanation for being absent, was excused.

Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill No. 1128, Senate reprint 1181, entitled "An act to authorize the appointment of a commission to inquire into the local government of the city of New York and the charter thereof, and suggest legislation thereon" (Int. No. 180), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Debate was had on the repassage of said bill, when

Mr. Allds moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

} AYES 86 }
 } NOES 56 }

Those who voted in the affirmative, were

Adams	Delaney J. T	Hatch	McMillan	Sawyer
Ahern	Doughty	Henry	Metzler	Slater
Allds	Dusinbery	Hill	Miller	Smith, A R
Axtell	Ellis	Hitchcock	Morgan	Smith J T
Babcock	Everett	Irwin	Patton	Snyder T
Baker	Fallows	Johnson	Phipps	Stevens
Bedell	Fancher	Kelley, E E	Plank	Stewart
Beede	Fordyce	Kelsey	Platt	Swift
Brennan	Fowler	Kittell	Post	Treat
Bryan	Galbraith	Knipp	Price	Tripp
Conger	Gardiner, R	Larzelere	Remsen	Walrath
Cook	Gardner, C J	Lewis, M E	Roberts	Weekes
Cooley	Gleason	Lewis, T D	Rodenbeck	West
Costello	Graham	Litchard	Rogers	Wheeler
Coughtry	Griffith	Marson	Rowe	Wilson
Darrison	Hallock	Martin	Russell	Witter
Davis	Harris	McCreary	Sands	Speaker
De Graw				

Those who voted in the negative, were

Barnes	Fitzger'd JJ	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A Z	O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Boche	Sullivan W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalf	Sage	Wissel
Fitzger'd, J B				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same.

"An act supplementary to an act entitled 'An act to erect the county of Nassau from the territory now comprised within the limits of the towns of Oyster Bay, North Hempstead and Hempstead, in the county of Queens,' being chapter 588 of the Laws of 1898, relative to apportionment of arrears of taxes, et cetera." (No. 1693, Int. No. 797.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport' and the several acts amendatory thereof and supplemental thereto, relating to the appointment of policemen and doormen and their compensation, the removal of the same and prescribing their uniform and duties." (No. 2035, Int. No. 1505.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

"An act releasing certain real estate of the 'Cooper Union for the Advancement of Science and Art' in the city of New York, borough of Manhattan, from an assessment for paving Third avenue in that borough." (No. 1339, Int. No. 1099.)

"An act to amend the Greater New York charter, relating to the removal of dead animals, night soil and offal." (No. 1666, Int. No. 672.)

"An act to authorize the police board of the city of New York to inquire into the dismissal from the police force of Edward P. McCann, a patrolman, and in its discretion to reinstate him." (No. 1043, Int. No. 893.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 84 of the Laws of 1886 entitled 'An act to incorporate the city of Jamestown,' and the several acts amendatory thereof." (No. 2205, Int. No. 946.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Jamestown.

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Edward J.

Barrett, a policeman of the first grade, for reinstatement in said department." (No. 1688, Int. No. 1024.)

"An act to amend the Greater New York charter in relation to undertakings on appeal in abandonment proceedings." (No. 1770, Int. No. 1124.)

"An act providing that the fire commissioner of the city of New York, in his discretion, may reappoint Charles B. Striebel, an ex-engineer of the city of New York, who resigned from said New York fire department December 1, 1893." (No. 1682, Int. No. 787.)

"An act to authorize the police board of the city of New York to inquire into the dismissal from the police force of Stephen A. Darcy, a patrolman, and in its discretion to reinstate him." (No. 1104, Int. No. 939.)

Ordered, That the Clerk transmit certified copies thereof to the the mayor of the city of New York.

"An act to provide for the repair and rebuilding of the stone abutment, wing walls and approach of the bridge over the outlet of Crooked lake, in the town of Milo, Yates county, and making an appropriation therefor." (No. 1598, Int. No. 16.)

"An act to make an appropriation for the Society for the Reformation of Juvenile Delinquents at Randall's Island." (No. 2074, Int. No. 928.)

"An act making an appropriation for the completion, equipment and furnishing of the State Reformatory for Woman at Bedford, Westchester county." (No. 1237, Int. No. 230.)

"An act to allow Edward N. Page to maintain the dam heretofore built by him at Cohoes, and to provide for flowage of water into the pond created by the same." (No. 1916, Int. No. 1438.)

"An act to amend chapter 4 of the Laws of 1891 entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants' and otherwise with respect to such railways in such cities." (No. 2055, Int. No. 1527.)

"An act to amend the Public Health Law, in relation to quarantine at the port of New York and the health officers of the port of New York." (No. 1317, Int. No. 829.)

"An act to amend the Membership Corporations Law in regard to rights of burial." (No. 1665, Int. No. 571.)

"An act to amend chapter 117 of the Laws of 1843 entitled 'An act to incorporate the American Baptist Home Mission Society,' in relation to the disposition of real property." (No. 1265, Int. No. 1049.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State." (No. 1370, Int. No. 1131.)

"An act to aid in the erection of a monument in memory of the martyrs who perished in the prison ships in New York harbor during the War of the Revolution." (No. 1609, Int. No. 650.)

"An act to extend the time for the collection of taxes in the town of Babylon, in Suffolk county." (No. 1719, Int. No. 1336.)

"An act to amend chapter 668 of the Laws of 1899 by correcting number of lot sought to be redeemed by German Lutheran Saint Nicodemus church of Marilla." (No. 1729, Int. No. 1198.)

"An act to amend chapter 348 of the Laws of 1885, entitled 'An act to authorize the appointment of stenographers for grand juries, and to fix the compensation of such stenographers' relating to grand jury stenographers of Monroe county." (No. 1961, Int. No. 1326.)

"An act to amend the County Law, being chapter 18 of the general laws, relating to assistant district attorneys of Monroe county." (No. 1726, Int. 1173.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Merrian and L'Estrange against the State for damages alleged to have been sustained by said firm and to render judgment therefor." (No. 1991, Int. No. 1482.)

"An act to amend the Town Law, relating to the submission of propositions for the purchase of a site and the erection of a town house." (No. 1260, Int. No. 1042.)

"An act conferring jurisdiction on the Court of Claims to hear,

audit and determine the claim of the county of Ulster, for the value of its county insane asylum." (No. 1289, Int. No. 1074.)

"An act to amend the Town Law, authorizing the board of supervisors of each county to provide for the holding of town meetings at the time of the general elections." (No. 1771, Int. No. 1146.)

"An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the use of the United States, in the county of Putnam and state of New York, and ceding jurisdiction over the same." (No. 2136, Int. No. 1569.)

"An act to validate, legalize, ratify and confirm the terms of a certain agreement dated February 20, 1900, between the town board of the town of Castile, in the county of Wyoming and State of New York, and the village board of the village of Castile, in the county of Wyoming and State of New York, and the Cordelia A. Green Library, of Castile, New York, leasing for ninety-nine years for library purposes three certain rooms in the town hall of the said town and village of Castile." (No. 1411, Int. No. 1147.)

"An act reappropriating money for the acquisition of a piece of land in the village of Oneonta for the use of a State armory in such village." (No. 2181, Int. No. 1592.)

"An act to legalize the drawing of a grand jury by the clerk of Herkimer county for the term of Supreme Court commencing on Monday, April 2, 1900, in the village of Herkimer." (No. 2260, Int. No. 1639.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 1946) entitled "An act to amend the County Law, in relation to the salary of the surrogate of Chautauqua county" (Int. No. 246), with a message that they have reconsidered the vote by which said bill was passed, and as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 787, Assembly reprint No. 227), entitled "An act to amend chapter 547 of the Laws of

1896, entitled 'An act relating to real property, constituting chapter 46 of the general laws,' relative to authentication by county clerks" (Rec. No. 198), with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

A communication was received from Hon. John H. White, mayor of the city of Schenectady, returning Assembly bill No. 525, entitled "An act to amend chapter 485 of the Laws of 1883, and the acts amendatory thereof, relative to the issuing of bonds by the common council of the city of Schenectady" (Int. No. 261), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

A communication was received from Hon. John H. White, mayor of the city of Schenectady, returning Assembly bill No. 524, entitled "An act to amend chapter 588 of the Laws of 1899 relative to the amount of money to be raised by the common council of the city of Schenectady for the purchase of lands and buildings for fire department purposes" (Int. No. 213), with a message that said mayor and the common council of said city after a public hearing thereon, do approve said bill and accept the same.

A communication was received from Hon. John H. White, mayor of the city of Schenectady, returning Assembly bill No. 212, entitled "An act to authorize the city of Schenectady to borrow money to issue the bonds of said city, therefor, for the purpose of improving the public parks of said city" (Int. No. 212), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

A communication was received from Hon. John H. White, mayor of the city of Schenectady, returning Assembly bill No. 211, entitled "An act to authorize the city of Schenectady to borrow money and issue notes therefor, to provide for the payment of the balance of the unpaid assessments for the construction of the pavement on State street from the tracks of the New York Central and Hudson River Railroad Company to Hawk

street in said city " (Int. No. 211), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bills to the Governor.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill No. 707, entitled "An act to authorize the board of estimate and apportionment of the city of New York, to acquire title in and to certain lands adjoining the court house now occupied by the municipal court, city of New York, borough of Manhattan, Tenth district, and by the Seventh district city magistrates' court, city of New York, borough of Manhattan, for sanitary purposes for said court house " (Int. No. 244), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill No. 1121, entitled "An act to amend the Greater New York charter, relative to the department of street clearing " (Int. No. 631), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bills to the Governor.

By unanimous consent,

Mr. McMillan introduced a bill entitled "An act to amend an act entitled an act to amend and consolidate the several acts relative to the city of Schenectady passed April 21, 1862, as amended by chapter 190 of the Laws of 1893, and other acts " (Int. No. 1714), which was read the first time.

On motion of Mr. McMillan, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

On request of Mr. Delaney the Senate bill (No. 770, Assembly reprint No. 1877), entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class " (Rec. No. 181), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Brown, the bill (No. 1756) entitled "An act to amend section 1 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village'" (Int. No. 1363), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Hill, the bill (No. 2417) entitled "An act to legalize and confirm the acts of the assessors of the city of Buffalo in making and delivering copies of assessment rolls and to legalize and confirm the acts of the board of supervisors of Erie county in levying taxes" (Int. No. 1699), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. DeGraw, the bill (No. 34) entitled "An act in relation to the fees of clerks of Kings county" (Int. No. 34), was referred to the committee on rules for the purpose of making the same a special order on second reading.

On request of Mr. Baker, the bill (No. 1188) entitled "An act to provide for making repairs and improvements to the Skaneateles feeder of the Erie canal and making an appropriation therefor" (Int. No. 1002), was referred to the committee on rules for the purpose of making the same a special order on second reading.

On request of Mr. Sharkey, the bill (No. 2319) entitled "An act to exempt the real estate of the Young Men's Hebrew Association from taxation" (Int. No. 1664), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Weekes, the bill (No. 1743) entitled "An act to amend the Election Law in relation to independent nominations" (Int. No. 1344), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. G. T. Kelly, the bill (No. 2059) entitled "An act to amend section 2342 of the Code of Civil Procedure, compelling committee to file annual account and inventory, and au-

thorizing the Supreme Court to supervise such account and inventory and compel filing of same" (Int. No. 1532), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Davis, the bill (No. 2180) entitled "An act to incorporate the 'American Institute of Music' in the city of New York" (Int. No. 1591), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Babcock, the bill (No. 2309) entitled "An act to correctly identify and establish the boundary lines of the village of Canton" (Int. No. 1174), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Platt, the bill (No. 2293) entitled "An act relating to the State Board of Charities and their control and management of the New York State Soldiers and Sailors' Home" (Int. No. 1661), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Patton, the bill (No. 2040) entitled "An act conferring upon the Court of Claims jurisdiction to hear, audit and allow the alleged claims of Mary Ann Nice and Mary N. Hinkey, composing the firm of Nice & Hinkey, against the State of New York" (Int. No. 1510), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Waite, the bill (No. 2371) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York, for reappointment in said department" (Int. No. 1652), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Darrison, the Assembly bill (No. 2127) entitled "An act to confer jurisdiction upon the court of claims to hear, audit, and determine the alleged claims of Thompson, Hubner and Fisher, and of John Mahar, against the State for labor

and materials and to render judgment therefor" (Int. No. 1560), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. W. J. Sullivan, the Assembly bill (No. 2237) entitled "An act to authorize the Adjutant-General of the State of New York to award a long service medal for service in the National Guard to George T. Hollingworth, of the city of Utica" (Int. No. 1621), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Bedell, the Assembly bill (No. 2291) entitled "An act to amend the Forest, Fish and Game Law relative to the use of nets to catch fish in Wallkill creek" (Int. No. 1659), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Rogers, the Assembly bill (No. 2042) entitled "An act to amend the Forest, Fish and Game Law, relative to spearing fish in Broome county" (Int. No. 1512), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Frisbie, the Assembly bill (No. 1446) entitled "An act to incorporate the Esperance Union Anti-Horse Thief Society" (Int. No. 1177), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Fowler, the Assembly bill (No. 2398) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua lake" (Int. No. 1687), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Morgan, the Assembly bill (No. 798) entitled "An act to amend chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' as amended by chapter 371 of the Laws of 1897" (Int. No. 709), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Axtell, the Assembly bill (No. 2323) entitled

“ An act to amend the Forest, Fish and Game Law, relative to definitions of open and close seasons ” (Int. No. 1669), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Slater, the Assembly bill (No. 2056) entitled “ An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city, for damages alleged to have been caused to said property by the operations carried out pursuant to 339 of 1892 ” (Int. No. 1528), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Galbraith the Assembly bill (No. 2325), entitled “ An act to amend the Penal Code in relation to stamping or making articles manufactured of linen ” (Int. No. 1671), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Slater the Assembly bill (No. 1927), entitled “ An act authorizing the board of estimate and apportionment of the city of New York to audit and allow the comptroller to pay certain persons for services actually rendered in department of charities in 1899 pending the preparation of civil service eligible lists for position of attendants in said department ” (Int. No. 1449), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Stevens the Assembly bill (No. 1787), entitled “ An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of William W. Wheeler against the State of New York, for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the people of the State of New York, so far as the same relate to the east half of lot 87, township 8, Old Military tract, in the county of Franklin, and to render judgment therefor ” (Int. No. 1380), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Bryan the Assembly bill (No. 635), entitled "An act to amend the Insurance Law relating to payments under the fire insurance policies in case of total destruction of building" (Int. No. 588), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Hill the Assembly bill (No. 2278) entitled "An act to regulate interments in cemeteries in cities of the third class" (Int. No. 1645), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. S. F. Hyman the Assembly bill (No. 2057), entitled "An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to the support of bastard children" (Int. No. 1530), was referred to the committee on rules for the purpose of making the same a special order on second and third readings.

On request of Mr. Hitchcock the Assembly bill (No. 2399), entitled "An act to authorize the town of Caldwell in the county of Warren to acquire a site and construct thereon a building for a free public library and to issue bonds therefor" (Int. No. 1688), was referred to the committee on rules for the purpose of making the same a special order on second and third readings.

On request of Mr. Green the Assembly bill (No. 1079), entitled "An act to amend chapter 746 of the Laws of 1894, entitled 'An act laying out an additional public park in the Twelfth ward of the city of New York and authorizing the taking of land for the same'" (Int. No. 914), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Slater the Assembly bill (No. 2063), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Martin F. Monohan and fourteen others against the State" (Int. No. 1536), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Wheeler the Assembly bill (No. 2382), entitled "An act to amend the Fisheries, Game and Forest Law, relative to additional protection of the forest preserve" (Int. No. 580), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Post the Assembly bill (No. 2421), entitled "An act to amend the County Law, relating to the designation of newspapers for the publication of session laws" (Int. No. 1703), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Morris, the Senate bill (No. 1149), entitled "An act to validate and confirm a grant of lands under the waters of the Harlem river, made by the commissioners of the land office to John Bussing on the 24th day of December, 1855, and to release any interest of the State in and to the lands covered by said grant" (Rec. No. 283), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Delaney the Senate bill (No. 1084), entitled "An act to amend the Forest, Fish and Game Law, relative to fishing in Skaneateles lake" (Rec. No. 273), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Bedell the Senate bill (No. 763), entitled "An act to amend the Tax Law in relation to taxation of public franchises as real property" (Rec. No. 149), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. W. J. Sullivan the Senate bill (No. 265), entitled "An act providing an additional appropriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica" (Rec. No. 293), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. W. J. Sullivan the Senate bill (No. 264), entitled "An act to reappropriate the unexpended balance from an

appropriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica, appropriated by chapter 397 of the Laws of 1898 " (Rec. No. 294), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Stewart the Senate bill (No. 964), entitled "An act to amend chapter 168 of the Laws of 1895, entitled 'An act to authorize the procuring of new grounds and the erection thereon of buildings for the use of the College of the City of New York, and to provide the means to pay for the same and giving authority to its trustees,' as amended by chapter 433 of the Laws of 1897 " (Rec. No. 208), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Johnson the Senate bill (No. 689), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Morgan VanGorder against the State for damages alleged to have been sustained by him, and to render judgment therefor " (Rec. No. 163), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Babcock the Senate bill (No. 992), entitled "An act to provide for the appointment of purchasing committees of the boards of supervisors of the counties of St. Lawrence and Jefferson, and to prescribe their duties " (Rec. No. 235), was referred to the committee on rules for the purpose of making the same a special order on third reading.

On request of Mr. Bedell the Senate bill (No. 1276), entitled "An act to amend the Tax law in relation to the taxation of special franchises as real property " (Rec. No. 280), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Stewart, the Senate bill (No. 1072) entitled "An act to amend chapter 372 of the Laws of 1872, entitled 'An act to amend the charter of the Orphan Asylum Society in the city of New York,' relative to the corporate existence of such society " (Rec. No. 270), was referred to the committee on rules,

for the purpose of making the same a special order on second and third reading.

On request of Mr. Tripp, the Senate bill (No. 1049) entitled "An act to amend the Labor Law relating to seats for waitresses in hotels and restaurants" (Rec. No. 262), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 624) entitled "An act to further amend section 11 of chapter 397 of the Laws of 1890, entitled 'An act to incorporate the River Bridge Company'" (Rec. No. 124), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1183), entitled "An act to amend section 221 of the Code of Civil Procedure, in relation to a deputy clerk of the Appellate Division of the Third Department" (Rec. No. 263), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Bedell, the Senate bill (No. 1001) entitled "An act to amend the Domestic Commerce Law, in relation to the unlawful detention of milk cans" (Rec. No. 258), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Lewis, the Senate bill (No. 1214), entitled "An act to revise, amend and consolidate the several acts relating to the village of Oswego Falls, in the county of Oswego and to repeal certain acts in relation thereto" (Rec. No. 321), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Allds, the Senate bill (No. 180) entitled "An act to amend chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said

railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes and providing means for the payment thereof" (Rec. No. 323), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Allds, the Senate bill (No. 687) entitled "An act to amend chapter 626 of the Laws of 1899, entitled 'An act to confer jurisdiction upon the Supreme Court to hear and determine the alleged claim of the Forest Park and Land Company against the State, for the reformation and correction of a deed bearing date October 2, 1897, executed and delivered by said company to the people of the State of New York, and purporting to convey lands in township No. 6 of Totten and Crossfields purchase in Hamilton county, with certain reservations, and for the reformation and correction of the record of said deed, and to render judgment thereon.'" (Rec. No. 322), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Allds, the Senate bill (No. 1016) entitled "An act to authorize the laying out and maintenance of a public park in the town of Oyster Bay, in the county of Nassau and State of New York" (Rec. No. 317), was referred to the committee on rules, for the purpose of making the same a special order on third reading.

On request of Mr. Sloane, the Senate bill (No. 540) entitled "An act for the relief of the Vernon Park Congregational Church of the city of Mount Vernon New York, a religious corporation" (Rec. No. 170), was referred to the committee on rules, for the purpose of making the same a special order on second and third reading.

On request of Mr. Metzler, the Senate bill (No. 1226) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with reference to public improvements and eminent domain" (Rec. No. 278), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Waite, the Senate bill (No. 282) entitled "An act to empower the board of estimate and apportionment of the city of New York, in its discretion, to provide funds for the purchase of a suitable headquarters for the Williamsburgh Volunteer Firemen's Association" (Rec. No. 298), was referred to the committee on rules for the purpose of making the same a special order on second reading.

On request of Mr. Armstrong, the Senate bill (No. 728) entitled "An act to amend the Town Law in relation to the compensation of town officers" (Rec. No. 159), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Price, the Senate bill (No. 454) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' in relation to buildings in the city of New York" (Rec. No. 175), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Fordyce, the Senate bill (No. 1059) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Perry Marrow against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Rec. No. 254), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Krum, the Senate bill (No. 1079) entitled "An act to amend section 147 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville'" (Rec. No. 269), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On request of Mr. Barnes, the bill (No. 923) entitled "An act to amend the Domestic Commerce Law" (Int. No. 802), was referred to the committee on rules for the purpose of making the same a special order on second and third reading.

On motion of Mr. Allds, the House adjourned.

THURSDAY, MARCH 29, 1900.

The House met pursuant to adjournment.

Prayer by Rev. Frederick N. Rutan.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class.'" (No. 1877, Senate reprint No. 770, Rec. No. 181.)

"An act to amend section 1 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village.'" (No. 1756, Int. No. 1363.)

"An act to legalize and confirm the acts of the assessors of the city of Buffalo, in making and delivering copies of assessment rolls and to legalize and confirm the acts of the board of supervisors of Erie county in levying taxes." (No. 2417, Int. No. 1699.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 34) entitled "An act in relation to the fees of clerks of Kings county" (Int. No. 34), reported the same with the following amendments, and that the same be reprinted and re-committed to the committee on rules:

Page 1, line 3, change the word "county" to the word "counties," and insert after the word "Kings" the words "Queens, Westchester and Richmond."

Same page, line 6, after the word "clerk" insert the words "of the county in which the action has been brought."

Same page, line 8, strike out the word "last" and insert the word "first."

Same page, same line, strike out the word "county" and insert the word "counties," and insert after the word "Kings" the words "Queens, Westchester and Richmond."

Page 2, line 3, after the word "clerk" insert the words "of the county in which the action has been brought."

Same page, line 5, strike out the word "clerk" and insert the word "clerks."

Same page, same line, strike out the word "county" and insert the word "counties," and after the word "Kings" insert the words "Queens, Westchester and Richmond."

Same page, line 6, after the word "receive" insert the word "respectively."

Same page, same line, strike out the word "him" and insert the word "them."

Same page, same line, strike out the word "his" and insert the words "their respective."

Same page, line 7, add the letter "s" to the word "calendar," and insert after the word "of" the words "their respective."

Same page, strike out lines 8 and 9, and insert the words "nothing herein contained shall be construed to require the payment of more than one such fee in any one action in any one year."

Amend the title by inserting after the word "fees" the words "in actions" and adding the letter "s" to the word "clerk," and substituting for the words "Kings county" the words "the counties of Kings, Queens, Westchester and Richmond."

Which report was agreed to, and said bill ordered reprinted and re-committed to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1188) entitled "An act to provide for making repairs and improvements to the Skaneateles feeder of the Erie canal and making an appropriation therefor" (Int. No. 1002), reported in

favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 2, line 3, strike out the word "twelve" and insert in place thereof the word "one."

Same page, line 8, beginning at the word "no," strike out remainder of the line; also strike out all of lines 9, 10, 11 and 12.

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2319) entitled "An act to exempt the real estate of the Young Men's Hebrew Association from taxation and assessments" (Int. No. 1664), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 1, line 8, strike out the words "and assessments."

Page 2, line 2, strike out the words "and assessments."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1743) entitled "An act to amend the Election Law in relation to independent nominations" (Int. No. 1344), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 1, line 8, strike out the brackets.

Page 2, line 1, strike out the word "shall;" also strike out the brackets; also strike out the words "three thousand."

Same page, line 2, strike out the brackets before and after the

word "voters;" also strike out the word "electors;" also strike out the bracket before the word "provided."

Same page, line 6, strike out bracket after the word "section."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 923) entitled "An act to amend the Domestic Commerce Law and the Penal Code, relative to night watchmen for hotels" (Int. No. 802), reported in favor of the passage of the same with the following amendment, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Page 1, line 8, strike out the word "two" and insert in place thereof the word "four."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2059) entitled "An act to amend section 2342 of the Code of Civil Procedure compelling committee to file annual account and inventory and authorizing the Supreme Court to supervise such account and inventory and compel filing of same" (Int. No. 1532), reported in favor of the passage of the following substitute bill, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

AN ACT to amend section twenty-three forty-two of the code of civil procedure compelling committee to file annual account and inventory and authorizing the supreme court to supervise such account and inventory and compel filing of same.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 2342 of the code of civil procedure is hereby amended so as to read as follows:

§ 2342. [In the month of February in each year, the presiding judge of the court by which the committee of the property was appointed, or if he was appointed by the supreme court, the county judge of the county where the order appointed him is entered must examine, or cause to be examined under his direction, all accounts and inventories filed by committee of the person and property, since the first day of February of the preceding year.] At the first term of each of the appellate division held in each year, the judge thereof in each department in which a committee of the property of a lunatic, idiot, habitual drunkard or incompetent person was appointed, must examine or cause to be examined by a person appointed by them for that purpose, and according to the rules to be prescribed by the judges in each department, all accounts and inventories filed by committee of the person and property of either, since the first day of February in the preceding year; or since his appointment or his last annual report, as the case requires. If it is made to appear that a committee has failed to file an account or inventory, since his appointment or has omitted to file any annual account or inventory, a judge of the supreme court upon the application of the person designated by the judges of the appellate division to make such examination, must make an order requiring the committee of the property to file such annual account and inventory, or an account and inventory from the last annual account, or from the time of his appointment as the case requires. If it appears upon the examination that a committee of the property has omitted to file his account, or inventory or affidavit relating thereto, as prescribed in the last section; or if a judge is of the opinion that the interest of the person with respect to whom the committee was appointed, requires that he should render a more satisfactory inventory or account, the judge must make an order requiring the committee to supply the deficiency, and also in his discretion, personally to pay the expenses of [serving the order upon him.] such proceeding. An order so made may be entered and enforced, and the failure to obey it may be punished, as if it were made by the court. Where the committee fails to comply with the order, within three months after it is made, or, where the judge has reason to believe that sufficient cause exists for the removal of the committee, the judge may in his discretion, appoint a fit person special guardian of the incompetent person with respect to whom the committee was appointed, for the purpose of filing a petition in his behalf for the removal of the committee and prosecuting the necessary proceedings for that purpose. The committee may be compelled in the discretion of the court to pay personally the costs of the proceedings so instituted. The committee of the property of an

incompetent person appointed as prescribed in this title may at any time in the discretion of the court making such appointment, render to such court an intermediate judicial account of all his proceedings affecting the property of the incompetent person to the date of the filing thereof; and said account shall be then judicially adjudged, determined and filed; and the same shall be in all respects a final judicial account of the proceedings of said committee affecting said property to that time. Notice of the application for such intermediate accounting shall be given in the manner in which and to the persons to whom notice of application for the appointment of a committee of the person or property of an alleged lunatic, idiot or habitual drunkard is required to be given by title six of chapter seventeen of the code of civil procedure. The court shall have power and it shall be its duty to appoint a suitable person as special guardian of the incompetent person for the protection of his rights and interests in said proceedings.

§ 2. This act shall take effect immediately.

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2180) entitled "An act to incorporate the 'American Institute of Music' in the city of New York" (Int. No. 1591), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Page 1, line 4, strike out the word "Miss" and insert in place thereof the words "Mary R."

Same page, line 5, strike out the words "Mistress Robert" and insert in place thereof the words "Catharine A. B."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately:

“An act to correct, identify and establish the boundary lines of the village of Canton.” (No. 2309, Int. No. 1174.)

“An act relating to the State Board of Charities and their control and management of the New York State Soldiers’ and Sailors’ Home.” (No. 2293, Int. No. 1661.)

“An act conferring upon the Court of Claims, jurisdiction to hear, audit and allow the alleged claim of Mary Ann Nice and Mary N. Hinkey, composing the firm of Nice & Hinkey, against the State of New York.” (No. 2040, Int. No. 1510.)

“An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York, for reappointment in said department.” (No. 2371, Int. No. 1652.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thompson, Hubner and Fisher, and of John Mahar, against the State for labor and materials and to render judgment therefor.” (No. 2127, Int. No. 1560.)

“An act to authorize the Adjutant-General of the State of New York to award a long service medal for service in the National Guard to George T. Hollingworth, of the city of Utica.” (No. 2237, Int. No. 1621.)

“An act to amend the Forest, Fish and Game Law relative to the use of nets to catch fish in Wallkill creek.” (No. 2291, Int. No. 1659.)

“An act to amend the Forest, Fish and Game Law, relative to spearing fish in Broome county.” (No. 2042, Int. No. 1512.)

“An act to incorporate the Esperance Union Anti-Horse Thief Society.” (No. 1446, Int. No. 1177.)

“An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua Lake.” (No. 2398, Int. No. 1687.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately:

“An act to amend chapter 908 of the Laws of 1896, entitled ‘An act in relation to taxation, constituting chapter 24 of the general laws,’ as amended by chapter 371 of the Laws of 1897.” (No. 798, Int. No. 709.)

“An act to amend the Forest, Fish and Game Law, relative to definitions of open and close seasons.” (No. 2323, Int. No. 1669.)

“An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892.” (No. 2056, Int. No. 1528.)

“An act to amend the Penal Code in relation to stamping or marking articles manufactured of linen.” (No. 2325, Int. No. 1671.)

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of charities in the year 1899, pending the preparation of municipal civil service eligible lists for the position of attendants in said department.” (No. 1927, Int. No. 1449.)

“An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of William W. Wheeler against the State of New York, for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the people of the State of New York, so far as the same relate to the east half of lot 87, Township 8, Old Military tract, in the county of Franklin, and to render judgment therefor.” (No. 1787, Int. No. 1380.)

“An act to amend the Insurance Law, relating to payments under the fire insurance policies in case of total destruction of buildings.” (No. 635, Int. No. 588.)

“An act to regulate interments in cemeteries in cities of the third class.” (No. 2278, Int. No. 1645.)

“An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to the support of bastard children.” (No. 2057, Int. No. 1530.)

“An act to authorize the town of Caldwell, in the county of Warren, to acquire a site and construct thereon a building for a free public library and to issue bonds therefor.” (No. 2399, Int. No. 1688.)

“An act to amend chapter 746 of the Laws of 1894, entitled ‘An act laying out an additional public park in the Twelfth ward of the city of New York, and authorizing the taking of land for the same.’” (No. 1079, Int. No. 914.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Martin F. Monohan and 14 others against the State.” (No. 2063, Int. No. 1536.)

“An act to amend the Fisheries, Game and Forest Law, relative to additional protection of the forest preserve.” (No. 2382, Int. No. 580.)

“An act to amend the County Law, relating to the designation of newspapers for the publication of session laws.” (No. 2421, Int. No. 1703.)

Senate, “An act to validate and confirm a grant of lands under the waters of the Harlem river, made by the commissioners of the land office to John Bussing on the 24th day of December, 1855, and to release any interest of the State in and to the lands covered by said grant.” (No. 1149, Rec. No. 283.)

Senate, “An act to amend the Forest, Fish and Game Law, relative to fishing in Skaneateles lake.” (No. 1084, Rec. No. 273.)

Senate, “An act to amend the Tax Law in relation to the taxation of public franchises, as real property.” (No. 763, Rec. No. 149.)

Senate, “An act to reappropriate the unexpended balance from an appropriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica, appropriated by chapter 397 of the Laws of 1898.” (No. 264, Rec. No. 293.)

Senate, “An act providing an additional appropriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica.” (No. 265, Rec. No. 294.)

Senate, “An act to amend chapter 168 of the Laws of 1895, en-

titled 'An act to authorize the procuring of new grounds and the erection thereon of buildings for the use of the College of the City of New York, and to provide the means to pay for the same and giving authority to its trustees,' as amended by chapter 433 of the Laws of 1897." (No. 964, Rec. No. 208.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Morgan Van-Gorder against the State for damages alleged to have been sustained by him, and to render judgment therefor." (No. 689, Rec. No. 163.)

Senate, "An act to provide for the appointment of purchasing committees of the boards of supervisors of the counties of St. Lawrence and Jefferson, and to prescribe their duties." (No. 992, Rec. No. 235.)

Senate, "An act to amend the Tax Law in relation to the taxation of special franchises as real property." (No. 1276, Rec. No. 280.)

Senate, "An act to amend chapter 372 of the Laws of 1872, entitled 'An act to amend the charter of the Orphan Asylum Society in the city of New York,' relative to the corporate existence of such society." (No. 1072, Rec. No. 270.)

Senate, "An act to amend the Labor Law, relating to seats for waitresses in hotels and restaurants." (No. 1049, Rec. No. 262.)

Senate, "An act to further amend section 11 of chapter 397 of the Laws of 1890, entitled, 'An act to incorporate the River Bridge Company.'" (No. 624, Rec. No. 124.)

Senate, "An act to amend section 221 of the Code of Civil Procedure, in relation to a deputy clerk of the Appellate Division of the Third Department." (No. 1183, Rec. No. 263.)

Senate, "An act to amend the Domestic Commerce Law, in relation to the unlawful detention of milk cans." (No. 1001, Rec. No. 258.)

Senate, "An act to revise, amend and consolidate the several acts relating to the village of Oswego Falls, in the county of Oswego and to repeal certain acts in relation thereto." (No. 1214, Rec. No. 321.)

Senate, "An act to amend chapter 499 of the Laws of 1897, entitled, 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes and providing means for the payment thereof.'" (No. 180, Rec. No. 323.)

Senate, "An act to amend chapter 626 of the Laws of 1899, entitled 'An act to confer jurisdiction upon the Supreme Court to hear and determine the alleged claim of the Forest Park and Land Company against the State, for the reformation and correction of a deed bearing date October 2, 1897, executed and delivered by said company to the people of the State of New York, and purporting to convey lands in township No. 6 of Totten and Crossfield's purchase in Hamilton county, with certain reservations, and for the reformation and correction of the record of said deed, and to render judgment thereon.'" (No. 687, Rec. No. 322.)

Senate, "An act to authorize the laying out and maintenance of a public park in the town of Oyster Bay, in the county of Nassau and State of New York." (No. 1016, Rec. No. 317.)

Senate, "An act for the relief of the Vernon Park Congregational Church of the city of Mount Vernon, New York, a religious corporation." (No. 540, Rec. No. 170.)

Senate, "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with reference to public improvements and eminent domain." (No. 1226, Rec. No. 278.)

Senate, "An act to empower the board of estimate and apportionment of the city of New York, in its discretion, to provide funds for the purchase of a suitable headquarters for the Williamsburgh Volunteer Firemen's Association." (No. 282, Rec. No. 298.)

Senate, "An act to amend the Town Law, in relation to the compensation of town officers." (No. 728, Rec. No. 159.)

Senate, "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof' in relation to buildings in the city of New York." (No. 454, Rec. No. 175.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Perry Manrow against the State for damages alleged to have been sustained by him, and to render judgment therefor." (No. 1059, Rec. No. 254.)

Senate, "An act to amend section 147 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (No. 1079, Rec. No. 269.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. W. J. Sullivan introduced a bill entitled "An act to amend Civil Service Law in relation to the unclassified service" (Int. No. 1716), which was read the first time and referred to the committee on the judiciary.

Mr. Knipp introduced a bill entitled "An act to legalize certain acts of the board of supervisors of Chemung county, in relation to the issuing of bonds for an addition to the county house, in said county, and for the erection of district attorney's and sheriff's offices and jury rooms" (Int. No. 1717), which was read the first time and referred to the committee on the judiciary.

Mr. Thomas Snyder introduced a bill entitled "An act authorizing the village of Ellenville, in the county of Ulster, to raise money by the issuing of bonds for the establishment of a gas or electric light plant for said village" (Int. No. 1718), which was read the first time and referred to the committee on affairs of villages.

Mr. Trainor introduced a bill entitled "An act to amend section 1355 of the Greater New York charter in relation to the salary of

the justices of the Municipal court of the city of New York " (Int. No. 1719), which was read the first time and referred to the committee on affairs of cities.

Mr. Kittell introduced a bill entitled "An act to confer jurisdiction on the Court of Claims to hear and determine the alleged claim of R. Perkins Mitchell against the State, and to render judgment therefor " (Int. No. 1720), which was read the first time and referred to the committee on claims.

Mr. Griffith introduced a bill entitled "An act to authorize the trustees of the village of Clyde to levy and collect a tax for the purpose of paying the existing indebtedness of said village " (Int. No. 1721), which was read the first time and referred to the committee on affairs of villages.

The Senate sent for concurrence the following entitled bill:

"An act to amend the charter of the village of Saratoga Springs, N. Y., known as chapter 220 of the Laws of 1866, to consolidate into one board the present board of water commissioners of said village and the commissioners appointed by chapter 396 of the Laws of 1899, entitled 'An act to provide for the disposal of the sewage of the village of Saratoga Springs, N. Y.' " (No. 1331, Rec. No. 324), which was read the first time.

On motion of Mr. West, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. West, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	McCreary	Sands
Ahern	Dillon	Harburger	McEwan	Sawyer
Allds	Doughty	Harris	McInerney	Scanlon

Apgar	Dusinbery	Hasenflug	McKeown	Sharkey
Axtell	Egan	Hatch	McMillan	Sloane
Babcock	Ellis	Hawkins	Metcalfe	Smith, A R
Baker	Everett	Henry	Metzler	Smith, J E
Barnes	Fallows	Herrick	Miller	Smith, J L
Baum	Fancher	Hill	Morgan	Smith, J T
Bedell	Farrell	Hitchcock	Morris	Snyder, R A
Beede	Fish	Holsten	O'Connell	Snyder T
Bradley	Fiske	Honeck	O'Connor	Stewart
Brennan	Fitzger'd J B	Hyman, A Z	Patton	Streifler
Bryan	Fitzger'd J J	Hyman, S F	Phipps	Sullivan, T P
Burnett	Fordyce	Irwin	Plank	Sullivan, W J
Cain	Fowler	Johnson	Platt	Swift
Cohn	Frisbie	Juengst	Poth	Trainor
Conger	Galbraith	Kelley, E E	Price	Treat
Cook	Gale	Kelly, G T	Prince	Tripp
Cooley	Gardiner, R	Kelsey	Rierdon	Waite
Costello	Gardner, C J	Kittell	Roberts	Walrath
Cotton	Geoghan	Knipp	Rodenbeck	Weekes
Coughtry	Gleason	Larzelere	Rogers	West
Darrison	Graham	Lewis, T D	Rowe	Wheeler
Davis	Green	Litchard	Russell	Wilson
De Graw	Griffith	Maher	Sage	Wissel
Delaney, J T	Guider	Marson	Sanders	Witter
Delaney, W F	Hallock			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order being the Senate bill (No. 905) entitled "An act to amend chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' as amended by chapter 76 of the Laws of 1899, relating to taxable transfers of property." (Rec. No. 255.)

Said bill having been announced for a second reading,

Mr. McInerney.—I raise the point of order that this bill is improperly printed and should be stricken from the calendar. On page 3, line 6, before the word "Comptroller" the word "State" is omitted. After the word "Comptroller" the words "of the State or" are new matter not underscored.

On line 7, after the words "or the comptroller of New York city and upon his own motion" are old matter which is eliminated and not in brackets.

On line 12, page 3, after the word "transfer" the words "thereof" is old matter eliminated and not in brackets. And here is the law, if you want it.

Mr. Green.—Mr. McInerney sends to the desk a copy of the bill as it appears on the calendar with the volume of the Laws of 1899, and the copy of the bill, pointing out the old law which is omitted.

Mr. Speaker.—The chair will direct the desk to make the examination of the statute and of the present bill; and if the desk finds that the eliminated matter is not bracketed and new matter is not underscored, will direct the desk to have the bill reprinted and placed upon the calendar.

The gentleman from Kings will send to the desk the statute and the bill.

Mr. Fallows.—Mr. Speaker, I would ask for the ruling of the chair on the point of order made against the Elsberg bill.

Mr. Speaker.—The chair holds upon the point of order raised by the gentleman from Kings, Mr. McInerney, the point of order was well taken, and the bill is not printed according to the rules; and directs the Clerk to have the bill properly printed to conform with the rules, and placed upon the desks of the members.

Mr. Green.—A question of information!

Mr. Green.—Do I understand that this bill in its new form will be required to lay three days on the desks of the members.

Mr. Speaker.—The chair so understands.

Mr. Speaker announced the special order, being the bill (No. 2308) entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to state charities, constituting chapter 26 of the general laws.'" (Int. No. 746.)

Said bill having been announced for a third reading,

On motion of Mr. Fish, and by unanimous consent, said bill was made a special order on third reading for Monday next immediately after the reading of the journal.

Mr. Speaker announced the special order, being the bill (No. 1834) entitled "An act to amend the Penal Code in relation to gaming." (Int. No. 1196.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 13 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Graham	Litchard	Sage
Ahern	Demarest	Green	Marson	Sanders
Babcock	Doughty	Guider	Martin	Sands
Baker	Dusinbery	Hallock	McCreary	Sawyer
Barnes	Ellis	Hatch	McEwan	Sharkey
Beede	Everett	Hawkins	McMillan	Slater
Brennan	Fallows	Hill	Metzler	Smith, J T
Bryan	Fancher	Hitchcock	Miller	Stevens
Conger	Farrell	Honeck	Patton	Stewart
Cook	Fiske	Irwin	Phillips	Streifler
Cooley	Fitzger'd	J B Johnson	Plank	Swift
Costello	Fowler	Kelley, E E	Platt	Treat
Darrison	Frisbie	Kelsey	Poth	Waite
Davis	Gardiner, R	Kittell	Rogers	Walrath
De Graw	Gardner, C J	Knipp	Russell	West
Delaney, J T	Gleason	Lewis, T D	Ryttenberg	Wheeler

Those who voted in the negative, were

Allds	Lewis, M E	Meister	Prince	Scanlon
Bedell	Maher	Morris	Rierdon	Sullivan, T P
Dillon	McKewen	Post		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2126) entitled "An act to amend subdivision 10 of section 4 of chapter 39 of the general laws known as the Railroad Law relative to mortgages of railroad corporations." (Int. No. 1558.)

Said bill having been announced for a third reading,

Mr. Gale moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 28 }

Those who voted in the affirmative, were

Ahern	Davis	Griffith	McCreary	Sands
Allds	De Graw	Hallock	McEwan	Sawyer
Axtell	Dillon	Henry	McMillan	Slater
Babcock	Egan	Hill	Metcalfe	Smith, J E
Baker	Everett	Hitchcock	Metzler	Smith, J T
Barnes	Fancher	Hyman, A Z	Miller	Stevens
Bedell	Farrell	Irwin	Minton	Swift
Beede	Fish	Johnson	Patton	Trainor
Bradley	Fitzgerald J B	Kelley, E E	Phipps	Tripp
Brennan	Fitzger'ld J J	Kelly, G T	Plank	Walrath
Bryan	Fowler	Kittell	Post	Weekes
Conger	Frisbie	Knipp	Price	West
Cook	Gardiner, R	Larzelere	Rierdon	Wheeler
Cooley	Gardner, C J	Lewis, M E	Rowe	Wilson
Costello	Geoghan	Lewis, T D	Sage	Wissel
Darrison	Gleason	Litchard	Sanders	Witter

Those who voted in the negative, were

Adams	Hawkins	Martin	Phillips	Scanlon
Dusinbery	Holsten	McInerney	Poth	Siems
Gale	Honeck	Morgan	Prince	Snyder T
Green	Hyman, S F	Morris	Roberts	Stewart
Guider	Kelsey	O'Connell	Ryttenberg	Waite
Harburger	Maher	O'Connor		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2300) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations, constituting chapter 43 of the general laws,' relating to corporations for the prevention of cruelty, so as to provide for visits and inspection by the State Board of Charities and the making of an annual report thereto." (Int. No. 745.)

Said bill having been announced for a third reading,

On motion of Mr. Fish, and by unanimous consent, said bill was made a special order on third reading for Monday next, immediately after the reading of the journal.

The bill (No. 2389) entitled "An act to amend the Liquor Tax Law relating to a special deputy commissioner for Monroe county." (Int. No. 1656.)

Said bill having been announced for a third reading,

On motion of Mr. Rodenbeck, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 2371) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York, for reappointment in said department" (Int. No. 1652), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 {
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McKeown	Sanders
Ahern	Egan	Hawkins	McMillan	Sands
Allds	Ellis	Henry	Meister	Sawyer
Apgar	Everett	Hallock	Metcalfe	Sharkey
Axtell	Fancher	Hill	Metzler	Siems

Babcock	Farrell	Hitchcock	Minton	Slater
Baker	Fish	Honeck	Morgan	Sloane
Barnes	Fiske	Hyman, A Z	Morris	Smith, J E
Bedell	Fitzger'd, J B	Hyman, S F	O'Connell	Smith, J L
Beede	Fitzgerald J J	Irwin	O'Connor	Smith, J T
Bradley	Fordyce	Juengst	Patton	Snyder, T
Brennan	Fowler	Kelley, E E	Phipps	Stevens
Bryan	Frisbie	Kelly, G T	Plank	Stewart
Burnett	Galbraith	Kelsey	Platt	Streifler
Cain	Gale	Kittel	Poth	Sullivan W J
Cohn	Gardiner, R	Knipp	Price	Swift
Costello	Geoghan	Larzelere	Prince	Trainor
Cotton	Gleason	Lewis, M E	Remsen	Treat
Coughtry	Graham	Lewis, T D	Rierdon	Waite
Darrison	Green	Litchard	Roberts	Walrath
De Graw	Griffith	Maher	Roche	Weekes
Delaney, J T	Guider	Marson	Rodenbeck	West
Delaney, W F	Hallock	Martin	Rogers	Wilson
Demarest	Halpin	McCreary	Rowe	Wissel
Dillon	Harburger	McEwan	Russell	Witter
Doughty	Harris	McInerney	Sage	

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2357) entitled "An act authorizing the board of supervisors of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Publishing Company for publishing the Niagara county official canvass for 1899" (Int. No. 1682), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	McMillan	Sands
Ahern	Doughty	Herrick	Metcalf	Sawyer
Allds	Dusinbery	Hill	Metzler	Scanlon
Apgar	Ellis	Hitchcock	Miller	Sharkey
Axtell	Everett	Holsten	Minton	Sloane
Babcock	Fallows	Honeck	Morgan	Smith, A R
Baum	Fancher	Hyman, S F	Morris	Smith, J L
Bedell	Fish	Irwin	O'Connell	Smith, J T
Bradley	Fiske	Johnson	O'Connor	Snyder, R A
Brennan	Fitzger'd J B	Juengst	Phillips	Snyder, T
Bryan	Fordyce	Kelley, E E	Phipps	Stevens
Burnett	Fowler	Kelly, G T	Plank	Streifler
Cain	Galbraith	Kelsey	Post	Sullivan, T P
Cohn	Gardiner, R	Kittell	Poth	Sullivan, W J
Conger	Gardner, C J	Knipp	Price	Swift
Cook	Gleason	Larzelere	Remsen	Trainor
Cooley	Graham	Lewis, M E	Rierdon	Treat
Costello	Griffith	Lewis, T D	Roberts	Waite
Cotton	Guider	Litchard	Roche	Walrath
Coughtry	Hallock	Maher	Rodenbeck	Weekes
Darrison	Harburger	Marson	Rogers	Wheeler
Davis	Harris	McCreary	Rowe	Wilson
De Graw	Hasenflug	McEwan	Ryttenberg	Wissel
Delaney, J T	Hatch	McInerney	Sage	Witter
Demarest	Hawkins	McKeown	Sanders	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2375) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the office of commissioner of jurors for the boroughs of Manhattan and Bronx in the year 1899, pending the preparation of municipal civil service eligible lists for the position of jury notice servers in said office" (Int. No. 1636), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McCreary	Sanders
Ahern	Doughty	Hasenflug	McEwan	Sawyer
Allds	Dusinbery	Hatch	McInerney	Scanlon
Apgar	Egan	Hawkins	McKeown	Sharkey
Axtell	Everett	Henry	McMillan	Siems
Babcock	Fallows	Herrick	Meister	Slater
Baker	Fancher	Hill	Metcalfe	Smith, A R
Baum	Farrell	Hitchcock	Miller	Smith, J E
Bedell	Fish	Holsten	Minton	Smith, J T
Beede	Fiske	Honeck	Morgan	Snyder, R A
Bradley	Fitzgerald, J B	Hyman, A Z	O'Connell	Stevens
Bryan	Fitzger'd, J J	Hyman, S F	O'Connor	Stewart
Burnett	Fordyce	Irwin	Phillips	Streifler
Cain	Fowler	Johnson	Phipps	Sullivan, T P
Cohn	Frisbie	Juengst	Plank	Sullivan, W J
Conger	Gale	Kelley, E E	Platt	Swift
Cook	Gardiner, R	Kelsey	Poth	Trainor
Costello	Gardner, C J	Kittell	Price	Treat
Cotton	Geoghan	Knipp	Prince	Tripp
Coughtry	Gleason	Larzelere	Rierdon	Walrath
Darrison	Green	Lewis, M E	Roberts	West
Davis	Griffith	Lewis, T D	Roche	Wheeler
De Graw	Guider	Litchard	Rogers	Wilson
Delaney, J T	Hallock	Maher	Rowe	Wissel
Delaney, W F	Halpin	Marson	Rytenberg	Witter
Demarest	Harburger	Martin	Sage	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2376) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Christopher C. Quinn, a policeman of the first grade, for reinstatement, in said department" (Int. No. 1640), was read the third time, having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McKeown	Russell
Ahern	Egan	Henry	McMillan	Ryttenberg
Allds	Ellis	Herrick	Meister	Sage
Apgar	Everett	Hill	Metcalfe	Sands
Axtell	Fallows	Hitchcock	Metzler	Scanlon
Baum	Fancher	Holsten	Miller	Sharkey
Babcock	Fish	Hyman, A Z	Minton	Slater
Baker	Fiske	Hyman, S F	Morgan	Sloane
Barnes	Fitzger'd J B	Irwin	Morris	Smith, J E
Baum	Fitzger'd J J	Johnson	O'Connell	Smith, J L
Beede	Fordyce	Juengst	O'Connor	Snyder, R A
Bradley	Fowler	Kelley, E E	Phillips	Snyder, T
Bryan	Galbraith	Kelly, G T	Phipps	Stevens
Cain	Gale	Kelsey	Platt	Streifler
Cohn	Gardiner, R	Kittell	Post	Sullivan, T P
Conger	Gardner, C J	Knipp	Poth	Sullivan, W J
Costello	Geoghan	Larzelere	Prince	Trainor
Cotton	Gleason	Lewis, M E	Remsen	Treat
Coughtry	Graham	Lewis, T D	Rierdon	Waite
Darrison	Griffith	Litchard	Roberts	Walrath
De Graw	Hallock	Maher	Roche	West
Delaney, J T	Halpin	Marson	Rodenbeck	Wheeler
Delaney, W F	Harburger	Martin	Rogers	Wilson
Demarest	Harris	McEwan	Rowe	Wissel
Dillon	Hasenflug	McInerney		

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2377) entitled "An act to provide for the establishment and maintenance by the city of New York of a hospital for

the regular treatment of the disease known as pulmonary tuberculosis " (Int. No. 1554), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McKeown	Sage
Ahern	Dillon	Harris	McMillan	Sanders
Alds	Dusinbery	Hasenflug	Meister	Sands
Apgar	Egan	Hatch	Metcalfe	Sawyer
Axtell	Ellis	Hawkins	Miller	Scanlon
Babcock	Everett	Herrick	Minton	Sharkey
Baker	Fallows	Hill	Morgan	Slater
Barnes	Fancher	Hitchcock	O'Connell	Sloane
Baum	Farrell	Holsten	O'Connor	Smith, A R
Bedell	Fish	Honeck	Patton	Smith, J E
Beede	Fiske	Hyman, S F	Phillips	Smith, J L
Bradley	Fitzger'd J B	Irwin	Phipps	Smith J T
Brennan	Fitzger'd J J	Johnson	Plank	Snyder, T
Bryan	Fordyce	Kelley, E E	Platt	Stevens
Burnett	Fowler	Kelly, G T	Post	Streifler
Cain	Frisbie	Kelsey	Poth	Sullivan, W J
Cohn	Galbraith	Kittell	Price	Swift
Conger	Gale	Knipp	Prince	Treat
Cook	Gardiner, R	Larzelere	Remsen	Tripp
Cooley	Gardner, C J	Lewis, M E	Rierdon	Waite
Cotton	Geoghan	Lewis, T D	Roberts	Walrath
Coughtry	Gleason	Litchard	Roche	Weekes
Darrison	Graham	Maher	Rogers	West
Davis	Green	Marson	Rowe	Wilson
De Graw	Griffith	Martin	Russell	Wissel
Delaney J T	Guider	McCreary	Ryttenberg	Witter
Delaney W F	Halpin	McEwan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2378) entitled "An act to amend section 1406 of

chapter 378 of the Laws of 1897 in relation to the Court of Special Sessions " (Int. No. 1544), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 128 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sands
Ahern	Dusinbery	Hawkins	Meister	Sawyer
Allds	Egan	Henry	Metcalfe	Scanlon
Apgar	Everett	Herrick	Metzler	Sharkey
Axtell	Fallows	Hitchcock	Miller	Siems
Babcock	Fancher	Holsten	Minton	Slater
Baker	Fish	Honeck	Morris	Smith, A R
Barnes	Fiske	Hyman, A Z	O'Connell	Smith, J E
Baum	Fitzger'd J B	Irwin	Patton	Smith, J L
Bedell	Fordyce	Johnson	Phillips	Smith, J T
Beede	Fowler	Juengst	Phipps	Snyder, R A
Bradley	Frisbie	Kelley, E E	Platt	Stevens
Brennan	Galbraith	Kelly, G T	Post	Stewart
Bryan	Gale	Kelsey	Poth	Streifler
Burnett	Gardiner, R	Kittell	Price	Sullivan, T P
Cohn	Gardner, C J	Knipp	Prince	Swift
Conger	Geoghan	Larzelere	Remsen	Trainor
Cook	Gleason	Lewis, M E	Roberts	Treat
Cooley	Graham	Lewis, T D	Roche	Tripp
Cotton	Green	Litchard	Rodenbeck	Waite
Coughtry	Griffith	Maher	Rogers	Walrath
Darrison	Guider	Marson	Rowe	West
De Graw	Hallock	Martin	Ryttenberg	Wheeler
Delaney J T	Halpin	McCreary	Sage	Wilson
Demarest	Harburger	McInerney	Sanders	Wissel
Dillon	Hasenflug	McKeown		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2379) entitled " An act to enable the board of police commissioners of the city of New York to inquire into the reduc-

tion from the grade of sergeant to the grade of patrolman of George S. J. Wheeler, William J. Dunn and Charles A. Flanagan, and in its discretion to reappoint them in the grade of sergeant " (Int. No. 1445), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Harburger	McEwan	Ryttenberg
Ahern	Demarest	Harris	McInerney	Sage
Allds	Dillon	Hasenflug	McKeown	Sands
Apgar	Doughty	Hatch	McMillan	Sawyer
Axtell	Dusinbery	Henry	Meister	Scanlon
Babcock	Egan	Herrick	Metcalfe	Sharkey
Baker	Ellis	Hill	Metzler	Siems
Barnes	Everett	Holsten	Minton	Slater
Baum	Fancher	Honeck	Morgan	Sloane
Bedell	Farrell	Hyman, A Z	Morris	Smith, A R
Beede	Fish	Hyman, S F	O'Connell	Smith, J E
Bradley	Fiske	Johnson	O'Connor	Smith, J L
Brennan	Fitzger'd J B	Juengst	Patton	Smith, J T
Bryan	Fitzger'd J J	Kelley, E E	Phipps	Snyder R A
Burnett	Fordyce	Kelly, G T	Plank	Snyder T
Cain	Fowler	Kelsey	Platt	Stevens
Cohn	Frisbie	Kittell	Poth	Streifler
Conger	Galbraith	Knipp	Price	Sullivan T P
Cook	Gale	Larzelere	Remsen	Sullivan, W J
Cooley	Gardiner, R	Lewis, M E	Rierdon	Trainor
Costello	Gardner, C J	Lewis, T D	Roberts	Treat
Cotton	Gleason	Litchard	Roche	Waite
Coughtry	Graham	Maher	Rodenbeck	Walrath
Darrison	Green	Marson	Rogers	West
Davis	Guider	Martin	Rowe	Wilson
De Graw	Hallock	McCreary	Russell	Wissel
Delaney, J T	Halpin			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2381) entitled "An act to authorize the town board of the town of Brunswick, of Rensselaer county, to audit the accounts of Michael P. Hayner, Franklin J. Hayner and William H. Thomas, commissioners of highways for said town during the year 1899, for expenditures made and services performed by them as such commissioners" (Int. No. 1631), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 113 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hallock	McCreary	Rogers
Ahern	Demarest	Halpin	McEwan	Rowe
Alds	Dillon	Harburger	McInerney	Russell
Apgar	Doughty	Harris	McKeown	Ryttenberg
Axtell	Dusinbery	Hasenflug	McMillan	Sage
Babcock	Egan	Hatch	Meister	Sanders
Baker	Ellis	Hawkins	Metcalf	Sands
Barnes	Everett	Henry	Miller	Sawyer
Baum	Fancher	Herrick	Minton	Sharkey
Bedell	Farrell	Hill	Morgan	Siems
Beede	Fish	Hitchcock	Morris	Sloane
Bradley	Fiske	Holsten	O'Connell	Smith, A R
Brennan	Fitzger'd J B	Hyman, A Z	O'Connor	Smith, J E
Bryan	Fitzger'd J J	Irwin	Patton	Smith, J L
Burnett	Fordyce	Johnson	Phillips	Snyder, R A
Cain	Fowler	Kelley, E E	Phipps	Snyder, T
Ohn	Frisbie	Kelly, G T	Plank	Stevens
Conger	Galbraith	Kelsey	Post	Streifler
Cook	Gale	Kittell	Poth	Sullivan, T P
Cooley	Gardiner, R	Knipp	Price	Swift
Costello	Gardner, C J	Larzalere	Prince	Treat
Cotton	Geoghan	Lewis, M E	Remsen	Waite

Coughtry	Gleason	Lewis, T D	Rierdon	Weekes
Darrison	Graham	Litchard	Roberts	Wheeler
Davis	Green	Maher	Roche	Wissel
De Graw	Griffith	Marson	Rodenbeck	Witter
Delaney, J T	Guider	Martin		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 986 Assembly reprint No. 2363) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James A. Dou-rigan, a policeman of the first grade, for reappointment in said department" (Rec. No. 217), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Metcalf	Sawyer
Ahern	Dusinbery	Herrick	Metzler	Scanlon
Alds	Ellis	Hill	Miller	Sharkey
Axtell	Everett	Hitchcock	Minton	Slater
Apgar	Fancher	Honeck	Morris	Sloane
Babcock	Farrell	Hyman, A	ZO'Connell	Smith A R
Barnes	Fish	Hyman, S F	Patton	Smith, J E
Baum	Fiske	Irwin	Phillips	Smith, J L
Bedell	Fitzgerald JJ	Juengst	Phipps	Snyder, R A
Bradley	Fordyce	Kelley, E E	Platt	Snyder, T
Brennan	Fowler	Kelly, G T	Post	Stevens
Bryan	Frisbie	Kelsey	Poth	Stewart
Burnett	Gale	Kittell	Price	Streifler
Cain	Gardiner, R	Knipp	Prince	Sullivan, T P
Cohn	Gardner, C J	Larzelere	Remsen	Sullivan, W J
Conger	Geoghan	Lewis, M E	Rierdon	Swift
Cook	Gleason	Lewis, T D	Roberts	Trainor
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Walrath

Coughtry	Guider	Martin	Rogers	Weekes
Darrison	Hallock	Johnson	Rowe	West
De Graw	Halpin	McCreary	Russell	Wheeler
Delaney, J T	Harburger	McEwan	Ryttenberg	Wilson
Delaney, W F	Harris	McInerney	Sage	Wissel
Demarest	Hasenflug	McKeown	Sanders	Witter
Dillon	Hawkins	McMillan		

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 2370) entitled " An act to enable the commissioner of public safety of the city of Albany to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department " (Int. No. 1375), having been announced for a third reading,

Mr. McEwan moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 2, line 4, after the word " reappointment " strike out the remainder of the section.

Mr. Speaker put the question whether the House would agree to said motion of Mr. McEwan, and it was decided in the affirmative.

Mr. Kelsey, from the committee on affairs of cities, reported said bill, amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2368) entitled "An act to provide for the construction of a bridge over Black river, at Pratts landing, between the towns of Greig and Turin, in the county of Lewis, and making an appropriation therefor " (Int. No. 539), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative day prior to it final paage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney J T	Griffith	Marson	Rowe
Ahern	Delaney W F	Guider	Martin	Russell
Allds	Demarest	Halpin	McCreary	Ryttenberg
Apgar	Dillon	Harburger	McEwan	Sage
Axtell	Doughty	Harris	McInerney	Sands
Babcock	Dusin bery	Hasenflug	McKeown	Sawyer
Baker	Egan	Hawkins	McMillan	Scanlon
Barnes	Ellis	Henry	Metcalfe	Sharkey
Baum	Everett	Herrick	Metzler	Slater
Bedell	Fallows	Hill	Miller	Sloane
Beede	Fancher	Hitchcock	Morgan	Smith, A R
Bradley	Farrell	Holsten	Morris	Smith, J E
Brennan	Fish	Honeck	O'Cennell	Smith, J L
Bryan	Fiske	Hyman, S F	Patton	Snyder, R A
Burnett	Fitzger'd J B	Irwin	Phillips	Snyder, T
Cain	Fitzger'd J J	Johnson	Phipps	Stewart
Cohn	Fordyce	Juengst	Plank	Streifler
Conger	Fowler	Kelley E E	Platt	Sullivan, T P
Cook	Frisbie	Kelsey	Post	Swift
Cooley	Galbraith	Kittell	Poth	Trainor
Costello	Gale	Knipp	Price	Tripp
Cotton	Gardiner, R	Larzelere	Prince	Waite
Coughtry	Gardner, C J	Lewis, M E	Rierdon	Weekes
Darrison	Geoghan	Lewis, T D	Roberts	Wheeler
Davis	Gleason	Litchard	Roche	Wissel
De Graw	Green	Maher	Rodenbeck	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2365) entitled "An act to amend the Code of Civil Procedure, relating to an action establishing the validity of the probate of a last will and testament" (Int. No. 1185), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 29 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hawkins	McInerney	Siems
Ahern	Demarest	Henry	McKeown	Slater
Axtell	Dusinbery	Hill	McMillan	Smith, J T
Baker	Ellis	Hitchcock	Metzler	Snyder, T
Bedell	Everett	Honeck	Miller	Stevens
Beede	Fallows	Irwin	Morgan	Stewart
Bradley	Fancher	Johnson	Patton	Swift
Brennan	Fiske	Juengst	Platt	Treat
Bryan	Fitzger'd J B	Kelley E E	Post	Tripp
Conger	Fitzgerald J J	Kelsey	Price	Waite
Cooley	Gardiner, R	Kittell	Rogers	Walrath
Costello	Gardner, C J	Knipp	Russell	Weekes
Coughtry	Gleason	Larzelere	Ryttenberg	West
Darrison	Hallock	Lewis, T D	Sage	Wheeler
Davis	Harris	Litchard	Sanders	Wilson
De Graw	Hatch	McEwan	Sawyer	Witter

Those who voted in the negative, were

Barnes	Graham	Hyman, A Z	Metcalfe	Sands
Burnett	Green	Hyman, S F	Minton	Scanlon
Fish	Guider	Kelly, G T	O'Connell	Sharkey
Fowler	Halpin	Marson	Phillips	Sullivan, W J
Frisbie	Harburger	Martin	Poth	Trainor
Galbraith	Holsten	Meister	Prince	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2341) entitled "An act making an appropriation for paying a portion of the cost of constructing an extension of what is known as the state hospital sewer, from its present terminus on the east bank of the Chenango river, in the city of Binghamton, across and down said river and down the Susquehanna river, to a point near the western limits of said city of Binghamton" (Int. No. 1297), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Guider	Maher	Rogers
Ahern	Delaney J T	Hallock	Marson	Rowe
Allds	Delaney W F	Harburger	McCreary	Russell
Apgar	Demarest	Harris	McEwan	Sage
Axtell	Dillon	Hasenflug	McInerney	Sanders
Babcock	Doughty	Hatch	McKeown	Sands
Baker	Egan	Henry	Meister	Sawyer
Barnes	Ellis	Herrick	Metcalf	Sharkey
Baum	Everett	Hitchcock	Metzler	Siems
Bedell	Fallows	Holsten	Miller	Slater
Beede	Fancher	Honeck	Minton	Smith, A R
Bradley	Fish	Hyman, A Z	Morgan	Smith, J L
Brenna	Fiske	Irwin	Morris	Smith, J T
Bryan	Fitzger'd J B	Johnson	O'Connor	Snyder, T
Burnett	Fitzgerald J J	Juengst	Patton	Stevens
Cain	Fordyce	Kelley, E E	Phillips	Stewart
Cohn	Frisbie	Kelly, G T	Plank	Sullivan, T P
Conger	Galbraith	Kelsey	Platt	Swift
Cook	Gale	Kittell	Poth	Treat
Cooley	Gardiner, R	Knipp	Price	Waite
Costello	Gardner C J	Larzelere	Prince	Weekes
Cotton	Geoghan	Lewis, M E	Rierdon	Wheeler
Coughtry	Gleason	Lewis, T D	Roche	Wissel
Darrison	Green	Litchard	Rodenbeck	Witter
Davis	Griffith			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2336) entitled "An act to provide for the completion of the State armory at Whitehall, N. Y., and making an appropriation therefor" (Int. No. 881), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith, J T
Beede	Fitzger'd J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Striefier
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan, W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, T D	Rierdon	Trainor
Costello	Gleason	Litchard	Roberts	Treat
Cotton	Graham	Maher	Roche	Tripp
Coughtry	Green	Marson	Rodenbeck	Waite
Darrison	Guider	Martin	Rogers	Walrath
De Graw	Hallock	McCreary	Rowe	Weekes
Delaney, J T	Halpiu	McEwan	Russell	West
Delaney, W J	Harburger	McInerney	Sage	Wheeler
Demarest	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 813, Assembly reprint No. 2330,) entitled "An act making appropriation for constructing a hoist bridge over the Erie canal, on Catherine and Almond streets, in the city of Syracuse" (Rec. No. 156), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Sanders
Ahern	Doughty	Hasenflug	McKeown	Sands
Allds	Dusinbery	Hatch	McMillan	Scanlon
Apgar	Egan	Hawkins	Meister	Sharkey
Axtell	Ellis	Henry	Metcalfe	Siems
Babcock	Everett	Herrick	Metzler	Slater
Baker	Fallows	Hill	Miller	Sloane
Barnes	Fancher	Hitchcock	Minton	Smith, A R
Baum	Farrell	Holsten	Morgan	Smith, J E
Bedell	Fish	Honeck	Morris	Smith, J T
Beede	Fiske	Hyman, A	ZO'Connell	Snyder, R A
Bradley	Fitzger'd JB	Hyman, S F	O'Connor	Snyder, T
Brennan	Fitzger'd JJ	Irwin	Patton	Stevens
Bryan	Fordyce	Johnson	Phipps	Stewart
Burnett	Fowler	Juengst	Plank	Streifer
Cain	Frisbie	Kelley, E E	Platt	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Post	Sullivan, W J
Conger	Gale	Kelsey	Poth	Swift
Cook	Gardiner, R	Kittell	Prince	Trainor
Cooley	Gardner, C J	Knipp	Prince	Treat
Costello	Geoghan	Larzelere	Remsen	Tripp
Cotton	Gleason	Lewis, M E	Rierdon	Walrath
Coughtry	Graham	Lewis, T D	Roberts	Weekes
Darrison	Green	Litchard	Rodenbeck	West
Davis	Griffith	Maher	Rogers	Wheeler
De Graw	Guider	Marson	Rowe	Wilson
Delaney, J T	Hallock	Martin	Russell	Wissel
Delaney, W F	Halpin	McCreary	Ryttenberg	Witter
Demarest	Harburger	McEwan	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 479, Assembly reprint No. 2329,) entitled "An act supplemental to chapter 469 of the Laws of 1892, entitled 'An act to restore to the owners of water power on Black river the water diverted by the State for canal purposes'" (Rec. No. 129), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	McKeown	Sawyer
Ahern	Dillon	Hatch	McMillan	Scanlon
Allds	Doughty	Hawkins	Metcalfe	Siems
Apgar	Dusinbery	Henry	Metzler	Slater
Axtell	Egan	Herrick	Miller	Sloane
Babcock	Ellis	Hill	Morgan	Smith, A R
Baker	Everett	Hitchcock	Morris	Smith, J E
Barnes	Fancher	Holsten	O'Connell	Smith, J L
Baum	Farrell	Honeck	O'Connor	Smith, J T
Bedell	Fish	Hyman, A Z	Patton	Snyder, R A
Beede	Fiske	Hyman, S F	Phillips	Snyder, T
Bradley	Fitzger'd J B	Johnson	Piank	Stevens
Brennan	Fordyce	Juengst	Platt	Streifer
Bryan	Fowler	Kelley, E E	Post	Sullivan, T P
Burnett	Frisbie	Kelly, G T	Price	Sullivan, W J
Cain	Galbraith	Kelsey	Prince	Swift
Cohn	Gardiner, R	Kittell	Ramsen	Trainor
Conger	Gardner C J	Knipp	Rierdon	Treat
Cooley	Geoghan	Larzelere	Roberts	Tripp
Costello	Gleason	Lewis, M E	Roche	Walrath
Cotton	Graham	Lewis, T D	Rodenbeck	Weekes
Coughtry	Green	Litchard	Rogers	West
Darrison	Griffith	Maher	Rowe	Wheeler
Davis	Guider	Marson	Russell	Wilson
De Graw	Hallock	Martin	Sage	Wissel
Delaney, J T	Harburger	McCreary	Sanders	Witter
Delaney, W F	Harris	McEwan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 2331) entitled "An act to authorize the building of an extension of a dyke for the protection of property adjacent to the Chemung river in the town of Corning, in the county of Steuben, and making an appropriation therefor" (Int. No. 236), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 60 }

Those who voted in the affirmative were,

Adams	Dusinbery	Hawkins	Metcalf	Scanlon
Ahern	Egan	Henry	Miller	Sharkey
Allds	Ellis	Herrick	Minton	Siems
Apgar	Everett	Hill	Morgan	Slater
Axtell	Fallows	Hitchcock	Morris	Sloane
Babcock	Fancher	Holsten	O'Connell	Smith, A R
Baker	Farrell	Honeck	O'Connor	Smith, J E
Barnes	Fish	Hyman, A Z	Patton	Smith, J L
Baum	Fiske	Hyman, S F	Phillips	Smith, J T
Bedell	Fitzgerald, J B	Irwin	Phipps	Snyder, R A
Beede	Fitzgerald, J J	Johnson	Plank	Snyder, T
Bradley	Fordyce	Juengst	Platt	Stevens
Brennan	Fowler	Kelley, E E	Post	Stewart
Bryan	Frisbie	Kelly, G T	Poth	Streifler
Burnett	Gale	Kelsey	Price	Sullivan, T P
Cohn	Gardiner, R	Kittell	Prince	Sullivan, W J
Conger	Gardner, C J	Knipp	Remsen	Swift
Cook	Geoghan	Larzelere	Rierdon	Trainor
Cooley	Gleason	Lewis, M E	Roberts	Treat
Costello	Graham	Lewis, T D	Roche	Tripp
Cotton	Green	Litchard	Rodenbeck	Waite
Darrison	Griffith	Maher	Rogers	Walrath
Davis	Guider	Marson	Rowe	Weekes

De Graw	Hallock	Martin	Russell	West
Delaney, J T	Halpin	McCreary	Ryttenberg	Wheeler
Delaney, W F	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister	Sawyer	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2346) entitled "An act amending the Consolidated School Law in relation to annual school meetings in union free school districts" (Int. No. 845), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sage
Ahern	Dusinbery	Hatch	Meister	Sanders
Allds	Egan	Hawkins	Metcalfe	Sands
Apgar	Ellis	Henry	Metzler	Scanlon
Axtell	Everett	Herrick	Miller	Sharkey
Babcock	Fallows	Hill	Minton	Slater
Baker	Fancher	Hitchcock	Morgan	Sloane
Barnes	Farrell	Holsten	Morris	Smith, A R
Baum	Fish	Honeck	O'Connell	Smith, J E
Bedell	Fiske	Hyman, A Z	O'Connor	Smith, J T
Beede	Fitzger'd J B	Hyman, S F	Patton	Snyder, R A
Bradley	Fitzger'd J J	Irwin	Phillips	Snyder, T
Brennan	Fordyce	Johnson	Phipps	Stevens
Bryan	Fowler	Juengst	Plank	Stewart
Burnett	Frisbie	Kelley, E E	Platt	Streifler
Cain	Galbraith	Kelly, G T	Post	Sullivan, T P
Cohn	Gale	Kelsey	Poth	Sullivan W J
Conger	Gardiner, R	Kittell	Price	Trainor
Cooley	Gardner, C J	Knipp	Prince	Treat

Costello	Geoghan	Larzelere	Remsen	Tripp
Cotton	Gleason	Lewis, M E	Rierdon	Waite
Coughtry	Graham	Lewis, T D	Roberts	Walrath
Darrison	Green	Litchard	Roche	Weekes
Davis	Griffith	Maher	Rodenbeck	West
De Graw	Guider	Marson	Rogers	Wheeler
Delaney, J T	Hallock	Martin	Rowe	Wilson
Delaney, W F	Halpin	McCreary	Russell	Wissel
Demarest	Harburger	McEwan	Ryttenberg	Witter
Dillon	Harris	McInerney		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2342) entitled "An act to provide for the erection of a suitable monument to the memory of the soldiers of the Ninth Regiment, New York State Militia (Eighty-third Volunteer Infantry) of the State of New York, who were engaged in the battle of Antietam, and making an appropriation therefor" (Int. No. 1347), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinberry	Hawkins	Metcalf	Scanlon
Alds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honock	O'Connell	Smith, J E
Baum	Fish	Hyman, A	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwine	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T

Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2339) entitled "An act to amend the Code of Criminal Procedure, relative to statements of police clerks of New York city to the Secretary of State" (Int. No. 1054), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McMillan	Sanders
Ahern	Egan	Hawkins	Meister	Sands
Allds	Ellis	Henry	Metcalfe	Sawyer
Apgar	Everett	Herrick	Metzler	Scanlon
Axtell	Fallows	Hill	Miller	Sharkey
Babcock	Fancher	Hitchcock	Minton	Siems
Baker	Farrell	Holsten	Morgan	Slater

Barnes	Fish	Honeck	Morris	Sloane
Baum	Fiske	Hyman, A Z	O'Connell	Smith, A R
Bedell	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J E
Beede	Fitzger'd J J	Irwin	Phillips	Smith, J T
Bradley	Fordyce	Johnson	Phipps	Snyder, R A
Brennan	Fowler	Juengst	Plank	Snyder, T
Bryan	Frisbie	Kelley, E E	Platt	Stevens
Burnett	Galbraith	Kelly, G T	Post	Stewart
Cain	Gale	Kelsey	Poth	Streifler
Cohn	Gardiner, R	Kittell	Price	Sullivan, W J
Conger	Gardner, C J	Knipp	Prince	Swift
Cook	Geoghan	Larzelere	Remsen	Trainor
Costello	Gleason	Lewis, M E	Rierdon	Treat
Cotton	Graham	Lewis, T D	Roberts	Tripp
Coughtry	Green	Litchard	Roche	Waite
Darrison	Griffith	Maher	Rodenbeck	Walrath
De Graw	Guider	Marson	Rogers	Weekes
Delaney, J T	Hallock	Martin	Rowe	West
Delaney W F	Halpin	McEwan	Russell	Wilson
Demarest	Harburger	McInerney	Ryttenberg	Wissel
Dillon	Harris	McKeown	Sage	Witter
Doughty	Hasenflug			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2343) entitled "An act to amend the Code of Civil Procedure in relation to the salary of stenographers in Rensselaer county" (Int. No. 1516), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sands
Ahern	Dusinbery	Hatch	Meister	Sawyer
Allds	Egan	Hawkins	Metcalfe	Scanlon
Apgar	Ellis	Henry	Metzler	Sharkey
Axtell	Everett	Herrick	Miller	Siems

Babcock	Fallows	Hill	Minton	Slater
Baker	Fancher	Hitchcock	Morgan	Sloane
Barnes	Farrell	Holsten	Morris	Smith, A R
Baum	Fish	Honeck	O'Connell	Smith, J E
Bedell	Fiske	Hyman, A Z	O'Connor	Smith, J T
Beede	Fitzger'd J B	Hyman, S F	Patton	Snyder, R A
Bradley	Fitzger'd J J	Irwin	Phillips	Snyder, T
Brennan	Fordyce	Johnson	Plank	Stevens
Bryan	Fowler	Juengst	Platt	Streifler
Burnett	Frisbie	Kelley, E E	Post	Sullivan, T P
Cain	Galbraith	Kelly, G T	Peth	Sullivan, W J
Cohn	Gardiner, R	Kelsey	Price	Swift
Conger	Gardner, C J	Kittell	Prince	Trainor
Cook	Geoghan	Knipp	Remsen	Treat
Cooley	Gleason	Larzelere	Rierdon	Tripp
Costello	Graham	Lewis, M E	Roberts	Waite
Coughtry	Green	Lewis, T D	Roche	Walrath
Darrison	Griffith	Litchard	Rogers	Weekes
Davis	Guider	Marson	Rowe	West
De Graw	Hallock	Martin	Russell	Wheeler
Delaney J T	Halpin	McCreary	Ryttenberg	Wilson
Delaney W F	Harburger	McEwan	Sage	Wissel
Demarest	Harris	McInerney	Sanders	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2345) entitled "An act to amend section 3063 of the Code of Civil Procedure, relating to appeals to the Appellate Court" (Int. No. 1575), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McMillan	Sanders
Ahern	Dillon	Harris	Meister	Sands
Allds	Doughty	Hasenflug	Metcalf	Sawyer

Apgar	Dusinbery	Hatch	Metzler	Scanlon
Axtell	Egan	Hawkins	Miller	Sharkey
Babcock	Ellis	Herrick	Minton	Siems
Baker	Everett	Hill	Morris	Slater
Barnes	Fallows	Hitchcock	O'Connell	Sloane
Baum	Fancher	Holsten	O'Connor	Smith, A R
Bedell	Farrell	Hyman, A Z	Patton	Smith, J E
Beede	Fish	Hyman, S F	Phillips	Smith, J L
Bradley	Fiske	Irwin	Phipps	Smith, J T
Brennan	Fitzger'd J B	Johnson	Plank	Snyder, R A
Bryan	Fitzger'd J J	Kelley, E E	Platt	Snyder, T
Burnett	Fordyce	Kelly, G T	Post	Stevens
Cain	Fowler	Kelsey	Poth	Sullivan, T P
Cohn	Frisbie	Kittell	Prince	Sullivan, W J
Conger	Galbraith	Knipp	Remsen	Trainor
Cook	Gale	Larzelere	Rierdon	Treat
Cooley	Gardiner, R	Lewis, M E	Roberts	Tripp
Costello	Gardner, C J	Lewis, T D	Roche	Waite
Cotton	Geoghan	Litchard	Rodenbeck	Walrath
Coughtry	Gleason	Maher	Rogers	Weekes
Darrison	Graham	Marson	Rowe	Wheeler
Davis	Green	Martin	Russell	Wilson
De Graw	Guider	McCreary	Ryttenberg	Wissel
Delaney, J T	Hallock	McEwan	Sage	Witter
Delaney, W F	Halpin	McKeown		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 963, Assembly reprint No. 2304) entitled "An act to amend chapter 143 of the Laws of 1892, entitled 'An act to incorporate the city of Niagara Falls, as amended, relating to the payment of damages to owners of real property damaged by change of grade of streets, highways or bridges'" (Rec. No. 207), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	McInerney	Sage
Ahern	Dillon	Hasenflug	McMillan	Sands
Allds	Doughty	Hatch	Meister	Sawyer
Apgar	Dusinbery	Hawkins	Metcalfe	Scanlon
Axtell	Egan	Henry	Metzler	Sharkey
Babcock	Ellis	Herrick	Miller	Slater
Baker	Everett	Hill	Minton	Sloane
Barnes	Fallows	Hitchcock	Morris	Smith, A R
Baum	Fancher	Holsten	O'Connor	Smith, J. E
Bedell	Fish	Honeck	O'Connell	Smith J T
Beede	Fiske	Hyman, A Z	Patton	Snyder, R A
Bradley	Fitzger'd J B	Irwin	Phillips	Snyder, T
Brennan	Fitzger'd J J	Johnson	Phipps	Stewart
Bryan	Fordyce	Juengst	Plank	Streifler
Burnett	Fowler	Kelley, E E	Post	Sullivan, T P
Cain	Galbraith	Kelly, G T	Poth	Sullivan W J
Cohn	Gale	Kelsey	Price	Swift
Conger	Gardiner R	Kittell	Prince	Trainor
Cook	Gardner, C J	Knipp	Remsen	Treat
Cooley	Geoghan	Larzelere	Rierdon	Tripp
Costello	Gleason	Lewis, M E	Roberts	Waite
Cotton	Graham	Lewis, T D	Roche	Weekes
Coughtry	Green	Litchard	Rodenbeck	West
Darrison	Griffith	Maher	Rogers	Wheeler
Davis	Guider	Marson	Rowe	Wilson
De Graw	Hallock	Martin	Russell	Wissel
Delaney, J T	Halpin	McCreary	Ryttenberg	Witter
Delaney, W F	Harburger	McEwan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill No. 2316) entitled "An act to amend the Greater New York charter, in relation to ambulances" (Int. No. 546), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 139 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	McCreary	Sands
Ahern	Dillon	Harburger	McEwan	Sawyer
Allds	Doughty	Harris	McInerney	Scanlon
Apgar	Dusinbery	Hasenflug	McKeown	Siems
Axtell	Egan	Hatch	Meister	Slater
Babcock	Ellis	Hawkins	Metcalfe	Smith, A R
Baker	Everett	Henry	Metzler	Smith, J E
Barnes	Fallows	Herrick	Miller	Smith, J L
Baum	Fancher	Hill	Morgan	Smith J T
Bedell	Farrell	Hitchcock	Morris	Snyder, R A
Beede	Fish	Holsten	O'Connell	Snyder, T
Bradley	Fiske	Honeck	O'Connor	Stewart
Brennan	Fitzger'd J B	Hyman, A Z	Phillips	Streifler
Bryan	Fitzger'd J J	Hyman, S F	Phipps	Sullivan, T P
Burnett	Fordyce	Irwin	Plank	Sullivan, W J
Cain	Fowler	Johnson	Post	Swift
Cohn	Frisbie	Juengst	Poth	Trainor
Conger	Galbraith	Kelley, E E	Price	Treat
Cook	Gale	Kelly, G T	Prince	Tripp
Cooley	Gardiner, R	Kelsey	Remsen	Waite
Costello	Gardner, C J	Kittell	Rierdon	Walrath
Cotton	Geoghan	Knipp	Roche	Weekes
Coughtry	Gleason	Larzelere	Rodenbeck	West
Darrison	Graham	Lewis, M E	Rogers	Wheeler
Davis	Green	Lewis, T D	Rowe	Wilson
De Graw	Griffith	Litchard	Ryttenberg	Wissel
Delaney, J T	Guider	Maher	Sage	Witter
Delaney, W F	Hallock	Martin	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2312) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Frank Bolles, a policeman of the third grade, for reappointment in said department " (Int. No. 1526), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Metcalf	Sawyer
Ahern	Egan	Hawkins	Metzler	Scanlon
Allds	Ellis	Henry	Miller	Sharkey
Apgar	Everett	Herrick	Minton	Siems
Axtell	Fallows	Hill	Morgan	Slater
Babcock	Fancher	Hitchcock	Morris	Sloane
Baker	Farrell	Holsten	O'Connor	Smith, A R
Barnes	Fish	Honeck	O'Connell	Smith, J E
Baum	Fiske	Hyman, A Z	Patton	Smith, J L
Bedell	Fitzger'd J B	Hyman, S F	Phillips	Snyder, R A
Beede	Fitzger'd J J	Irwin	Phipps	Snyder, T
Bradley	Fordyce	Johnson	Plank	Stevens
Brennan	Fowler	Juengst	Platt	Stewart
Bryan	Frisbie	Kelley, E E	Post	Streifer
Burnett	Galbraith	Kelly, G T	Poth	Sullivan, T P
Cain	Gale	Kelsey	Price	Sullivan, W J
Cohn	Gardiner, R	Kittell	Prince	Swift
Conger	Gardner, C J	Knipp	Remsen	Trainor
Cook	Geoghan	Larzelere	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Itchard	Roche	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
De Graw	Guider	Martin	Russell	West
Delaney J T	Hallock	McCreary	Ryttenberg	Wheeler
Delaney, W F	Halpin	McEwan	Sage	Wilson
Demarest	Harburger	McKeown	Sanders	Wissel
Dillon	Harris	McMillan	Sands	Witter
Doughty	Hasenflug	Meister		

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2315) entitled "An act to enable the police com-

missioners of the city of New York to rehear and determine the charges against Samuel T. Munson, a policeman of the third grade, for reappointment in said department" (Int. No. 1587), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 137 {
} NOES 2 {

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Meister	Sawyer
Ahern	Dusinbery	Henry	Metcalfe	Sharkey
Allds	Egan	Herrick	Metzler	Siems
Apgar	Ellis	Hill	Minton	Slater
Axtell	Everett	Hitchcock	Morgan	Sloane
Babcock	Fallows	Holsten	Morris	Smith, A R
Baker	Fancher	Honeck	O'Connell	Smith, J E
Barnes	Fish	Hyman, A	Z O'Connor	Smith, J L
Baum	Fiske	Hyman, S F	Phillips	Smith, J T
Bedell	Fitzger'd	J B Irwin	Phippis	Snyder, R A
Beede	Fitzgerald	J J Johnson	Plank	Snyder, T
Bradley	Fordyce	Juengst	Platt	Stevens
Brennan	Fowler	Kelley, E E	Post	Stewart
Bryan	Galbraith	Kelly, G T	Poth	Streifler
Burnett	Gale	Kelsey	Price	Sullivan, T P
Cain	Gardiner, R	Kittell	Prince	Sullivan, W J
Cohn	Gardner, C J	Knipp	Remsen	Swift
Conger	Geoghan	Larzelere	Rierdon	Trainor
Cook	Gleason	Lewis, M E	Roberts	Treat
Costello	Graham	Lewis, T D	Roche	Tripp
Cotton	Griffith	Maher	Rodenbeck	Walrath
Coughtry	Guider	Marsen	Rogers	Weekes
Darrison	Hallock	Martin	Rowe	West
De Graw	Halpin	McEwan	Russell	Wheeler
Delaney, J T	Harburger	McInerney	Ryttenberg	Wilson
Delaney, W F	Harris	McKeown	Sage	Wissel
Demarest	Hasenflug	McMillan	Sands	Witter
Dillon	Hatch			

Those who voted in the negative, were

Cooley **Davis**

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2313) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Patrick J. Mitchell, formerly a patrolman in the police department of said city, and to reappoint him in said department" (Int. No. 1549), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 144
} NOES 2

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metzler	Scanlon
Ahern	Egan	Henry	Miller	Sharkey
Allds	Ellis	Hitchcock	Minton	Siems
Apgar	Everett	Holsten	Morgan	Slater
Axtell	Fallows	Honeck	Morris	Sloane
Babcock	Fancher	Hyman, A	Z O'Connell	Smith, A R
Baker	Farrell	Hyman, S	F O'Connor	Smith, J E
Barnes	Fish	Irwin	Patton	Smith, J L
Baum	Fiske	Johnson	Phillips	Smith, J T
Bedell	Fitzger'd	J B Juengst	Phipps	Snyder R A
Beede	Fitzgerald	J J Kelley, E	E Plank	Snyder T
Bradley	Fordyce	Kelly, G T	Platt	Stevens
Brennan	Fowler	Kelsey	Post	Stewart
Bryan	Frisbie	Kittell	Poth	Streifler
Burnett	Galbraith	Knipp	Price ..	Sullivan, T P
Cain	Gale	Larzelere	Prince	Sullivan, W J
Cohn	Gardiner, R	Lewis, M E	Remsen	Swift
Conger	Gardner, C J	Lewis, T D	Rierdon	Trainor
Cook	Geoghan	Litchard	Roberts	Treat
Costello	Gleason	Maher	Roche	Tripp
Cotton	Graham	Marson	Rodenbeck	Waite
Coughtry	Griffith	Martin	Rogers	Walrath
Darrison	Guider	McCreary	Rowe	Weekes

De Graw	Hallock	McEwan	Russell	West
Delaney J T	Halpin	McInerney	Ryttenberg	Wheeler
Delaney W F	Harburger	McKeown	Sage	Wilson
Demarest	Harris	McMillan	Sanders	Wissel
Dillon	Hasenflug	Meister	Sands	Witter
Doughty	Hatch	Metcalfe	Sawyer	

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2307) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges gainst William C. Scholes, a policeman of the first grade, for reinstatement in said department" (Int. No. 729), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McInerney	Sage
Ahern	Dusinbery	Hasenflug	McKeown	Sanders
Allds	Egan	Hatch	McMillan	Sands
Apgar	Ellis	Hawkins	Meister	Sawyer
Axtell	Everett	Henry	Metcalfe	Sharkey
Babcock	Fallows	Herrick	Miller	Siems
Baker	Fancher	Hill	Minton	Slater
Baum	Farrell	Hitchcock	Morgan	Sloane
Bedell	Fish	Holsten	Morris	Smith, J E
Beede	Fiske	Honeck	O'Connell	Smith, J L
Bradley	Fitzger'd J B	Hyman, A Z	O'Connor	Smith, J T
Brennan	Fitzger'd J J	Hyman, S F	Phillips	Snyder, T
Bryan	Fowler	Irwin	Phipps	Stevens
Burnett	Frisbie	Johnson	Plank	Stewart
Cain	Galbraith	Juengst	Platt	Sullivan, T P

Cohn	Gale	Kelley, E E	Post	Sullivan W J
Conger	Gardiner, R	Kelly, G T	Poth	Swift
Cook	Gardner, C J	Kelsey	Price	Trainor
Costello	Geoghan	Knipp	Remsen	Tripp
Cotton	Gleason	Larzelere	Rierdon	Waite
Coughtry	Graham	Lewis, M E	Roberts	Walrath
Darrison	Green	Lewis, T D	Roche	West
De Graw	Guider	Maher	Rodenbeck	Wheeler
Delaney, J T	Hallock	Marson	Rowe	Wilson
Delaney, W F	Halpin	Martin	Russell	Wissel
Demarest	Harburger	McCreary	Ryttenberg	Witter
Dillon				

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2311) entitled "An act to authorize the fire commissioners of the city of New York to inquire into the dismissal from the fire department of James J. O'Brien, a fireman, and in its discretion to reappoint him " (Int. No. 1381), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 126 }
 { NOES 2 }

Those who voted in the affirmative were,

Adams	Dusinberg	Henry	McKeown	Sanders
Ahern	Egan	Herrick	Meister	Sawyer
Allds	Ellis	Hill	Metcalfe	Scanlon
Apgar	Everett	Hitchcock	Metzler	Siems
Axtell	Fallows	Holsten	Miller	Slater
Babcock	Farrell	Honeck	Minton	Sloane
Baker	Fiske	Hyman, A Z	Morgan	Smith, J E
Baum	Fitzger'd J B	Hyman, S F	Morris	Smith, J L
Bedell	Fitzger'd J J	Irwin	O'Connor	Smith, J T

Beede	Fordyce	Johnson	Patton	Snyder, R A
Bradley	Fowler	Kelley, E E	Phillips	Snyder, T
Brennan	Frisbie	Kelly, G T	Phipps	Stevens
Bryan	Galbraith	Kelsey	Plank	Stewart
Cain	Gale	Kittell	Post	Streifler
Cohn	Gardiner, R	Knipp	Poth	Sullivan, W J
Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Gleason	Lewis, M E	Remsen	Trainor
Costello	Graham	Lewis, T D	Rendon	Treat
Cotton	Green	Litchard	Roberts	Waite
Darrison	Guider	Maher	Roche	Walrath
De Graw	Hallock	Marson	Rodenbeck	Weekes
Delaney, J T	Harburger	Martin	Rogers	West
Delaney, W F	Harris	McCreary	Rowe	Wheeler
Demarest	Hasenflug	McEwan	Russell	Wilson
Dillon	Hatch	McInerney	Sage	Witter
Doughty				

Those who voted in the negative, were

Cooley Davis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 373, Assembly reprint No. 2303), entitled "An act to provide for the payment of the claim of Thomas Penders for mason work and material furnished the board of education of Long Island City during the year 1891" (Rec. No. 108), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McCreary	Ryttenberg
Abern	Doughty	Hasenflug	McEwan	Sage
Allds	Dusinbery	Hatch	McKeown	Sanders
Appar	Egan	Hawkins	McMillan	Sawyer

Axtell	Ellis	Henry	Meister	Scanlon
Babcock	Everett	Herrick	Metcalfe	Sharkey
Baker	Fallows	Hill	Metzler	Siems
Barnes	Fancher	Hitchcock	Miller	Slater
Baum	Farrell	Holsten	Morgan	Smith, A R
Bedell	Fish	Honeck	Morris	Smith J L
Beede	Fiske	Hyman, A Z	O'Connell	Smith, J T
Brennan	Fitzger'd J B	Hyman, S F	O'Connor	Snyder, R A
Bryan	Fitzgerald J J	Irwin	Phillips	Stevens
Burnett	Fordyce	Johnson	Phipps	Stewart
Cain	Fowler	Juengst	Plank	Sullivan, T P
Cohn	Frisbie	Kelley, E E	Platt	Sullivan, W J
Conger	Galbraith	Kelly, G T	Post	Swift
Cook	Gale	Kelsey	Poth	Trainor
Costello	Gardiner, R	Kittell	Price	Tripp
Cotton	Gardner, C J	Knipp	Prince	Waite
Coughtry	Geoghan	Larzelere	Remsen	Walrath
Darrison	Gleason	Lewis, M E	Rierdon	Weekes
Davis	Graham	Lewis, T D	Roberts	West
De Graw	Green	Litchard	Roche	Wheeler
Delaney, J T	Griffith	Maher	Rodenbeck	Wilson
Delaney, W F	Guider	Marson	Rogers	Wissel
Demarest	Harburger	Martin	Russell	Witter

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 2366) entitled "An act to amend section 791 of the Code of Civil Procedure relating to preference among civil actions" (Int. No. 1408), was read the third time, having been printed and upon the desks of the members in its final form at least three legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	McMillan	Sawyer
Ahern	Ellis	Henry	Meister	Scanlon
Allds	Everett	Herrick	Metcalfe	Sharkey

Apgar	Fallows	Hill	Miller	Siems
Axtell	Fancher	Hitchcock	Minton	Slater
Babcock	Farrell	Holsten	Morgan	Sloane
Baker	Fish	Honeck	Morris	Smith, A R
Baum	Fiske	Hyman, A	Z O'Connell	Smith, J E
Beede	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J L
Bradley	Fitzger'd J J	Irwin	Phillips	Smith, J T
Brennan	Fowler	Johnson	Phipps	Snyder, T
Burnett	Frisbie	Juengst	Plank	Stevens
Cain	Galbraith	Kelley, E E	Post	Stewart
Cohn	Gale	Kelly, G T	Poth	Streifler
Conger	Gardiner, R	Kelsey	Price	Sullivan, T P
Cooley	Gardner, C J	Kittell	Prince	Sullivan, W J
Costello	Geoghan	Knipp	Remsen	Swift
Cotton	Gleason	Larzelere	Rierdon	Trainor
Coughtry	Graham	Lewis, M E	Roberts	Tripp
Darrison	Griffith	Lewis, T D	Rodenbeck	Walrath
Davis	Guider	Maher	Rogers	Weekes
Delaney, J T	Hallock	Marson	Rowe	West
Delaney, W F	Halpin	Martin	Russell	Wheeler
Demarest	Harburger	McCreary	Sage	Wilson
Dillon	Harris	McEwan	Sanders	Wissel
Doughty	Hasenflug	McKeown	Sands	Witter
Dusinbery	Hatch			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 345, Assembly reprint No. 2364.) entitled "An act to amend section 360 of the Code of Civil Procedure" (Int. No. 46), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sawyer
Ahern	Dusinbery	Hatch	Meister	Scanlon
Allds	Egan	Hawkins	Metcalfe	Sharkey

Apgar	Ellis	Henry	Metzler	Siems
Axtell	Everett	Herrick	Miller	Slater
Babcock	Fallows	Hill	Morgan	Sloane
Baker	Fancher	Hitchcock	Morris	Smith, A R
Barnes	Farrell	Holsten	O'Connell	Smith, J T
Baum	Fish	Honeck	O'Connor	Snyder R A
Bedell	Fiske	Hyman, A Z	Patton	Snyder, T
Beede	Fitzger'd JB	Hyman, S F	Phillips	Stevens
Bradley	Fitzgerald JJ	Irwin	Phipps	Stewart
Brennan	Fordyce	Johnson	Plank	Streifler
Burnett	Fowler	Juengst	Platt	Sullivan T P
Cain	Frisbie	Kelley, E E	Post	Sullivan, W J
Cohn	Galbraith	Kelly, G T	Price	Swift
Conger	Gale	Kelsey	Prince	Trainor
Cook	Gardiner, R	Kittell	Remsen	Treat
Cooley	Gardner, C J	Knipp	Roberts	Tripp
Costello	Geoghan	Larzelere	Roche	Waite
Cotton	Gleason	Lewis, T D	Rodenbeck	Walrath
Coughtry	Graham	Litchard	Rogers	Weekes
Darrison	Green	Maher	Rowe	West
Davis	Griffith	Marson	Russell	Wheeler
De Graw	Guider	Martin	Ryttenberg	Wilson
Delaney, W F	Hallock	McEwan	Sage	Wissel
Demarest	Harburger	McInerney	Sanders	Witter
Dillon	Harris	McKeown	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Senate have concurred in the passage of the same, with amendments.

The bill (No. 2367) entitled "An act to amend section 383 of the Code of Civil Procedure, relative to the statute of limitations as to certain actions" (Int. No. 1586), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 126 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McInerney	Sanders
Ahern	Dusinbery	Hatch	McKeown	Sands
Allds	Egan	Hawkins	McMillan	Sawyer
Apgar	Ellis	Herrick	Metcalfe	Sharkey
Axtell	Everett	Hill	Metzler	Siems
Babcock	Fallows	Hitchcock	Miller	Slater
Baker	Fancher	Holsten	Minton	Smith, A R
Baum	Farrell	Honeck	Morris	Smith J E
Bedell	Fish	Hyman, A Z	O'Connell	Smith J L
Reede	Fitzger'd J B	Irwin	O'Connor	Smith, J T
Bradley	Fitzger'd J J	Johnson	Patton	Snyder, R A
Brennan	Fowler	Juengst	Phipps	Snyder, T
Bryan	Frisbie	Kelley, E E	Plank	Stewart
Burnett	Galbraith	Kelly, G T	Platt	Striefler
Cohn	Gale	Kelsey	Post	Sullivan, T P
Conger	Gardner, C J	Kittell	Price	Swift
Cook	Geoghan	Knipp	Prince	Trainor
Cooley	Gleason	Larzelere	Remsen	Treat
Cotton	Graham	Lewis, M E	Rierdon	Waite
Coughtry	Green	Lewis, T D	Roche	Walrath
Darrison	Griffith	Maher	Rodenbeck	Weekes
De Graw	Guider	Marson	Rogers	West
Delaney, J T	Hallock	Martin	Rowe	Wheeler
Delaney, W F	Harburger	McCreary	Ryttenberg	Wilson
Demarest	Harris	McEwan	Sage	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2390) entitled "An act to amend the Insanity Law, and incorporate therein other statutes relating to the insane" (Int. No. 657), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McCreary	Sage
Ahern	Dusinbery	Hasenflug	McEwan	Sanders
Allds	Egan	Hatch	McInerney	Sawyer
Apgar	Ellis	Hawkins	McKeown	Scanlon
Babcock	Everett	Henry	Meister	Sharkey
Barnes	Fallows	Herrick	Metcalfe	Siems
Baum	Fancher	Hill	Metzler	Sloane
Bedell	Fish	Hitchcock	Miller	Smith A R
Beede	Fiske	Holsten	Minton	Smith, J L
Bradley	Fitzger'd J B	Honeck	Morris	Smith, J T
Brennan	Fitzger'd J J	Hyman, S F	O'Connell	Snyder, R A
Bryan	Fordyce	Hyman, A Z	Patton	Snyder, T
Burnett	Fowler	Irwin	Phillips	Stevens
Cain	Frisbie	Johnson	Plank	Streifler
Cohn	Galbraith	Juengst	Platt	Sullivan, T P
Conger	Gardiner, R	Kelley, E E	Post	Sullivan, W J
Cook	Gardner, C J	Kelly, G T	Poth	Swift
Cooley	Geoghan	Kelsey	Price	Trainor
Cotton	Gleason	Kittell	Remsen	Tripp
Coughtry	Graham	Knipp	Rierdon	Waite
Darrison	Green	Larzelere	Roberts	Walrath
Davis	Griffith	Lewis, M E	Roche	Weekes
De Graw	Guider	Lewis, T D	Rodenbeck	Wheeler
Delaney, J T	Hallock	Maher	Rogers	Wilson
Delaney, W F	Halpin	Marson	Russell	Wissel
Dillon	Harburger	Martin	Ryttenberg	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2391) entitled "An act to amend the Highway Law, and incorporate therein other statutes relating to highways" (Int. No. 540), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Everett	Hill	Metcalf	Scanlon
Ahern	Fallows	Hitchcock	Metzler	Sharkey
Allds	Farrell	Holsten	Miller	Siems
Apgar	Fish	Honeck	Minton	Slater
Axtell	Fiske	Hyman, A	Z Morgan	Sloane
Babcock	Fitzger'd	J B Hyman, S	F Morris	Smith, J E
Baker	Fitzger'd	J J Irwin	O'Connell	Smith, J L
Baum	Fordyce	Johnson	Patton	Smith, J T
Bedell	Fowler	Juengst	Phillips	Snyder, R A
Beede	Frisbie	Kelley, E E	Phipps	Stevens
Bradley	Galbraith	Kelly, G T	Platt	Stewart
Brennan	Gale	Kelsey	Post	Streifler
Burnett	Gardiner, R	Kittell	Poth	Sullivan, T P
Cain	Gardner, C J	Knipp	Price	Sullivan, W J
Cohn	Geoghan	Larzelere	Remsen	Swift
Conger	Graham	Lewis, M E	Rierdon	Trainor
Costello	Green	Lewis, T D	Roberts	Treat
Coughtry	Griffith	Litchard	Roche	Tripp
Darrison	Guider	Maher	Rodenbeck	Waite
Davis	Hallock	Mason	Rogers	Walrath
De Graw	Harburger	Martin	Rowe	Weekes
Delaney, W F	Harris	McCreary	Russell	West
Demarest	Hasenflug	McInerney	Ryttenberg	Wheeler
Dillon	Hatch	McKeown	Sage	Wilson
Doughty	Hawkins	McMillan	Sands	Wissel
Egan	Henry	Meister	Sawyer	Witter
Ellis				

Mr. Kelsey moved to reconsider the vote by which said bill was passed, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 907, Assembly reprint No. 2388,) entitled "An act to amend chapter 112 of the Laws of 1896, entitled 'An in relation to the traffic in liquors and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws,' as amended by chapter 312 of the Laws of 1897, by chapter 167 of the Laws of 1898, and by chapters 398 and 434 of the Laws of 1899 " (Rec. No. 201), was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 92 {
} NOES 57 {

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith, A R
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzger'd J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T P
Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd J B	Holsten			

Ordered, That the Clerk return said bill to the Senate, with a message that the Senate have concurred in the passage of the same, with amendments.

Mr. Speaker announced the special order, being the bill (No. 2352) entitled "An act to legalize the official acts of certain justices of the peace and authorizing them to execute and file official bonds, etc." (Int. No. 1677.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Meister	Sawyer
Ahern	Dusenbery	Herrick	Metcalfe	Scanlon
Allds	Egan	Hill	Metzler	Sharkey
Apgar	Ellis	Hitchcock	Miller	Siems
Axtell	Everett	Holsten	Minton	Sloane
Babcock	Fallows	Honeck	Morgan	Smith, A R
Baker	Fancher	Hyman, A Z	Morris	Smith, J E
Baum	Farrell	Hyman, S F	O'Connell	Smith, J L
Bedell	Fish	Irwin	Patton	Snyder, R A
Beede	Fiske	Johnson	Phillips	Snyder, T
Bradley	Fitzger'd JB	Juengst	Phipps	Stevens
Brennan	Fitzger'd JJ	Kelley, E E	Platt	Stewart
Bryan	Fowler	Kelly, G T	Post	Streifler
Cain	Frisbie	Kelsey	Poth	Sullivan, T P
Cohn	Galbraith	Kutell	Price	Sullivan W J
Conger	Gale	Knipp	Prince	Swift
Cook	Gardiner, R	Larzelere	Remsen	Trainor
Cooley	Gardner, C J	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Griffith	Maher	Rodenbeck	Walrath
Darrison	Guider	Marson	Rogers	Weekes
Davis	Hallock	Martin	Rowe	West

De Graw	Halpin	McCreary	Russell	Wheeler
Delaney, J T	Harburger	McEwan	Ryttenberg	Wilson
Delaney, W F	Hasenflug	McInerney	Sage	Wissel
Demarest	Hatch	McKeown	Sanders	Witter
Dillon	Hawkins	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2355) entitled "An act to amend chapter 470 of the Laws of 1890, entitled 'An act to amend chapter 220 of the Laws of 1866, entitled An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof, to repeal certain acts relating thereto, and to organize and establish a street department for the said village and to define its powers and duties.'" (Int. No. 1680.)

Said bill having been announced for a third reading,

On motion of Mr. West, said bill was laid aside, and ordered struck from the calendar.

Mr. Kelsey in the chair.

Mr. Speaker announced the special order, being the bill (No. 2335) entitled "An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam wherever used for power by incompetent persons." (Int. No. 803.)

Said bill having been announced for a third reading,

On motion of Mr. Allds, and by unanimous consent, said bill was made a special order on third reading for Friday next immediately after the reading of the journal.

Mr. Speaker announced the special order, being the bill (No. 2398) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua lake." (Int. No. 1687.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McInerney	Sands
Ahern	Doughty	Harris	McKeown	Sawyer
Alds	Dusinbery	Hatch	McMillan	Sharkey
Apgar	Egan	Hawkins	Meister	Siems
Axtell	Ellis	Henry	Metzler	Slater
Babcock	Fallows	Herrick	Miller	Sloane
Baker	Fancher	Hill	Minton	Smith, A R
Barnes	Farrell	Hitchcock	Morgan	Smith, J E
Baum	Fish	Holsten	O'Connell	Smith, J L
Bedell	Fiske	Honeck	O'Connor	Smith, J T
Bradley	Fitzger'd J B	Hyman, A Z	Patton	Snyder, R A
Brennan	Fitzger'd J J	Hyman, S F	Phillips	Snyder, T
Bryan	Fordyce	Irwin	Phipps	Stewart
Burnett	Fowler	Johnson	Plank	Streifler
Cohn	Frisbie	Juengst	Platt	Sullivan, T P
Conger	Galbraith	Kelley, E E	Poth	Sullivan W J
Cook	Gale	Kelly, G T	Price	Trainor
Cooley	Gardiner, R	Kelsey	Prince	Treat
Costello	Gardner, C J	Kittell	Rierdon	Tripp
Cotton	Geoghan	Knipp	Roberts	Waite
Coughtry	Gleason	Larzelere	Roche	Walrath
Darrison	Graham	Lewis, M E	Rodenbeck	Weekes
Davis	Green	Litchard	Rogers	West
De Graw	Griffith	Maher	Russell	Wheeler
Delaney, J T	Guider	Marson	Ryttenberg	Wilson
Delaney, W F	Hallock	Martin	Sage	Wissel
Demarest	Halpin	McEwan	Sanders	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1446) entitled "An act to incorporate the Esperance Union Anti-Horse Thief Society." (Int. No. 1177.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McInerney	Sawyer
Ahern	Dusinbery	Hasenflug	McKeown	Sharkey
Allds	Egan	Hatch	McMillan	Siems
Apgar	Ellis	Hawkins	Metcalfe	Slater
Axtell	Everett	Henry	Metzler	Sloane
Labcock	Fallows	Herrick	Miller	Smith, A R
Baker	Fancher	Hill	Minton	Smith J E
Barnes	Farrell	Hitchcock	Morgan	Smith, J L
Baum	Fish	Holsten	O'Connell	Smith J T
Bedell	Fiske	Honeck	O'Connor	Snyder, R A
Beede	Fitzger'd JJ	Hyman, A Z	Patton	Snyder, T
Bradley	Fordyce	Hyman, S F	Phillips	Stevens
Brennan	Fowler	Irwin	Plank	Stewart
Bryan	Frisbie	Johnson	Post	Streifler
Burnett	Galbraith	Juengst	Poth	Sullivan, T P
Cohn	Gale	Kelley, E E	Prince	Sullivan, W J
Conger	Gardiner, R	Kelly, G T	Remsen	Swift
Cook	Gardner, C J	Kelsey	Rierdon	Trainor
Costello	Geoghan	Kittell	Roberts	Tripp
Cotton	Gleason	Knipp	Rodenbeck	Waite
Coughtry	Graham	Larzelere	Rogers	Walrath
Darrison	Green	Lewis, M E	Rowe	Weekes
Davis	Griffith	Litchard	Russell	West
De Graw	Guider	Maher	Ryttenberg	Wheeler
Delaney, J T	Hallock	Marson	Sage	Wilson
Delaney, W F	Halpin	McCreary	Sanders	Wissel
Dillon	Harburger	McEwan	Sands	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2042) entitled "An act to amend the Forest, Fish and Game Law, relative to spearing fish in Broome county." (Int. No. 1512.)

Said bill having been announced for a third reading,

On motion of Mr. Rogers, said bill was laid aside and stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2291) entitled "An act to amend the Forest, Fish and Game Law relative to the use of nets to catch fish in Wallkill creek." (Int. No. 1659.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McInerney	Sands
Ahern	Doughty	Hatch	McKeown	Sawyer
Allds	Egan	Hawkins	McMillan	Scanlon
Apgar	Ellis	Henry	Metcalfe	Sharkey
Babcock	Everett	Herrick	Metzler	Siems
Baker	Fallows	Hill	Miller	Slater
Barnes	Fancher	Hitchcock	Minton	Sloane
Baum	Fish	Holsten	Morgan	Smith, J E
Bedell	Fiske	Honeck	Morris	Smith J L
Beede	Fitzger'd J B	Irwin	O'Connell	Smith, J T
Bradley	Fitzger'd J J	Johnson	O'Connor	Snyder, R A
Brennan	Fordyce	Juengst	Patton	Snyder, T
Bryan	Fowler	Hyman, A Z	Phipps	Stevens
Burnett	Frisbie	Hyman, S F	Plank	Stewart
Cain	Galbraith	Kelley, E E	Platt	Streifler
Cohn	Gale	Kelly, G T	Post	Sullivan, T P
Conger	Gardiner, R	Kelsey	Price	Sullivan, W J
Cook	Gardner, C J	Kittell	Prince	Swift
Cooley	Geoghan	Knipp	Remsen	Trainor
Costello	Gleason	Larzelere	Rierdon	Treat
Cotton	Graham	Lewis, M E	Roberts	Walrath
Coughtry	Green	Lewis, T D	Roche	Weekes
Darrison	Griffith	Litchard	Rogers	West
Davis	Guider	Maher	Rowe	Wheeler

De Graw	Hallock	Marson	Russell	Wilson
Delaney, J T	Halpin	Martin	Rytenberg	Wissel
Delaney, W F	Harburger	McCreary	Sage	Witter
Demarest	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No 2237) entitled "An act to authorize the Adjutant-General of the State of New York to award a long service medal for service in the National Guard to George T. Hollingworth, of the city of Utica." (Int. No. 1621.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sawyer
Ahern	Dusinbery	Hawkins	Meister	Scanlon
Allds	Egan	Henry	Metcalfe	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Snyder, R A
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, T
Bradley	Fitzger'd J J	Johnson	Phipps	Stevens
Brennan	Fordyce	Juengst	Plank	Stewart
Bryan	Fowler	Kelley, E E	Platt	Streifler
Burnett	Frisbie	Kelly, G T	Poth	Sullivan, T P
Cain	Gale	Kelsey	Price	Sullivan, W J
Cohn	Gardiner, R	Kittell	Prince	Swift
Cook	Gardner, C J	Knipp	Remsen	Trainor

Cooley	Geoghan	Larzelere	Roberts	Treat
Costello	Gleason	Lewis, M E	Roche	Tripp
Cotton	Graham	Lewis, T D	Rodenbeck	Waite
Coughtry	Green	Litchard	Rogers	Walrath
Darrison	Griffith	Maher	Rowe	Weekes
Davis	Guider	Marson	Russell	West
De Graw	Hallock	Martin	Ryttenberg	Wheeler
Delaney, J T	Halpin	McCreary	Sage	Wilson
Delaney, W F	Harburger	McEwan	Sanders	Wissel
Demarest	Harris	McInerney	Sands	Witter
Dillon	Hasenflug	McKeown		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No 2127) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thompson, Hubner and Fisher, and of John Mahar, against the State for labor and materials and to render judgment therefor." (Int. No. 1560.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sanders
Ahern	Dusinbery	Hatch	McMillan	Sands
Alds	Egan	Hawkins	Metcalfe	Scanlon
Axtell	Ellis	Henry	Metzler	Sharkey
Babcock	Everett	Herrick	Miller	Siems
Baker	Fallows	Hill	Minton	Slater
Barnes	Fancher	Hitchcock	Morgan	Smith, A R
Baum	Farrell	Holsten	O'Connell	Smith, J E
Beede	Fish	Honeck	O'Connor	Smith, J T
Bradley	Fiske	Hyman, A Z	Patton	Snyder, R A

Brennan	Fitzger'd J B	Hyman, S F	Phillips	Snyder, T
Bryan	Fitzger'd J J	Irwin	Phipps	Stevens
Burnett	Fordyce	Johnson	Plank	Stewart
Cain	Frisbie	Juengst	Platt	Streifler
Cohn	Galbraith	Kelley, E E	Post	Sullivan, W J
Conger	Gale	Kelly, G T	Price	Swift
Cook	Gardiner, R	Kelsey	Prince	Trainor
Cooley	Gardner, C J	Kittell	Remsen	Treat
Costello	Geoghan	Knipp	Rierdon	Tripp
Cotton	Gleason	Larzelere	Roberts	Waite
Coughtry	Graham	Lewis, T D	Roche	Walrath
Darrison	Green	Litchard	Rodenbeck	Weekes
Davis	Griffith	Maher	Rogers	West
De Graw	Guider	Marson	Rowe	Wheeler
Delaney, J T	Hallock	Martin	Russell	Wilson
Delaney, W F	Halpin	McCreary	Ryttenberg	Wissel
Demarest	Harburger	McInerney	Sage	Witter
Dillon	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2371) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York, for reappointment in said department." (Int. No. 1652.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 2 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	McInerney	Sands
Ahern	Egan	Hatch	McKeown	Sawyer
Allds	Ellis	Hawkins	McMillan	Scanlon
Appgar	Everett	Henry	Metcalfe	Sharkey

Axtell	Fallows	Herrick	Metzler	Slater
Babcock	Fancher	Hill	Miller	Sloane
Baker	Farrell	Hitchcock	Minton	Smith, A R
Barnes	Fish	Holsten	Morgan	Smith, J E
Baum	Fiske	Honeck	Morris	Smith J T
Bedell	Fitzger'd JB	Hyman, A Z	O'Connor	Snyder, R A
Beede	Fitzger'd JJ	Hyman, S F	Patton	Snyder, T
Bradley	Fordyce	Irwin	Phipps	Stevens
Brennan	Fowler	Johnson	Plank	Stewart
Bryan	Frisbie	Juengst	Platt	Sullivan, TP
Burnett	Galbraith	Kelley, E E	Post	Sullivan, W J
Cain	Gale	Kelly, G T	Price	Swift
Conger	Gardiner, R	Kelsey	Prince	Trainor
Cook	Gardner, C J	Kittell	Remsen	Treat
Costello	Geoghan	Knipp	Roberts	Tripp
Cotton	Gleason	Larzelere	Roche	Waite
Coughtry	Graham	Lewis, M E	Rodenbeck	Walrath
Darrison	Green	Lewis, T D	Rogers	Weekes
De Graw	Griffith	Litchard	Rowe	West
Delaney, J T	Guider	Maher	Russell	Wheeler
Delaney, W F	Hallock	Marson	Ryttenberg	Wilson
Demarest	Halpin	Martin	Sage	Wissel
Dillon	Harburger	McEwan	Sanders	Witter
Doughty	Harris			

Those who voted in the negative, were

Cooley **Davis**

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2040) entitled "An act conferring upon the Court of Claims, jurisdiction to hear, audit and allow the alleged claim of Mary Ann Nice and Mary N. Hinkey, composing the firm of Nice & Hinkey, against the State of New York." (Int. No. 1510.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139
 { NOES 00 {

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McEwan	Sanders
Ahern	Doughty	Harris	McInerney	Sands
Allds	Dusinbery	Hasentflug	McKeown	Sawyer
Apgar	Egan	Hatch	McMillan	Sharkey
Axtell	Ellis	Hawkins	Metcalf	Siems
Babcock	Everett	Henry	Metzler	Slater
Baker	Fallows	Hill	Miller	Sloane
Barnes	Fancher	Hitchcock	Minton	Smith, A R
Baum	Farrell	Holsten	Morgan	Smith, J E
Bedell	Fish	Honeck	Morris	Smith, J L
Beede	Fiske	Irwin	O'Connell	Snyder, R A
Bradley	Fitzger'd J B	Johnson	O'Connor	Snyder, T
Brennan	Fitzger'd J J	Juengst	Phillips	Stevens
Bryan	Fordyce	Hyman, A Z	Phipps	Streifler
Burnett	Fowler	Hyman, S F	Plank	Sullivan, T P
Cain	Frisbie	Kelley, E E	Post	Sullivan, W J
Cohn	Galbraith	Kelly, G T	Poth	Swift
Conger	Gale	Kelsey	Price	Trainor
Cook	Gardiner, R	Kittell	Prince	Treat
Cooley	Gardner C J	Knipp	Remsen	Tripp
Costello	Geoghan	Larzelere	Rierdon	Waite
Cotton	Gleason	Lewis, M E	Roche	Walrath
Coughtry	Graham	Lewis, T D	Rodenbeck	West
Darrison	Green	Litchard	Rogers	Wheeler
Davis	Griffith	Maher	Rowe	Wilson
De Graw	Guider	Marson	Russell	Wissel
Delaney, W F	Hallock	Martin	Ryttenberg	Witter
Demarest	Halpin	McCreary	Sage	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2293) entitled "An act relating to the State Board of Charities and their control and management of the New York State Soldiers' and Sailors' Home." (Int. No. 1661.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 }
 } NOES 5 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Meister	Sawyer
Ahern	Dusinbery	Hatch	Metcalfe	Scanlon
Apgar	Egan	Hawkins	Metzler	Sharkey
Axtell	Ellis	Henry	Miller	Siems
Babcock	Everett	Herrick	Minton	Sloane
Baker	Fallows	Hill	Morgan	Smith, A R
Barnes	Fancher	Hitchcock	Morris	Smith, J L
Bedell	Farrell	Holsten	O'Connor	Smith, J E
Beede	Fiske	Hyman, A Z	Patton	Snyder R A
Bradley	Fitzger'd JB	Hyman, S F	Phillips	Snyder, T
Brennan	Fitzger'd JJ	Irwin	Phipps	Stevens
Bryan	Fordyce	Johnson	Plank	Stewart
Burnett	Fowler	Juengst	Platt	Streifler
Cain	Frisbie	Kelley, E E	Post	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Poth	Sullivan, W J
Conger	Gale	Kittell	Price	Swift
Cook	Gardiner, R	Knipp	Prince	Treat
Cooley	Gardner, C J	Larzelere	Rierdon	Tripp
Cotton	Geoghan	Lewis, M E	Roberts	Waite
Coughtry	Gleason	Lewis, T D	Roche	Walrath
Darrison	Graham	Litchard	Rodenbeck	Weekes
Davis	Green	Maher	Rogers	West
De Graw	Griffith	Martin	Rowe	Wheeler
Delaney, J T	Hallock	McCreary	Russell	Wilson
Delaney, W F	Halpin	McEwan	Sage	Wissel
Demarest	Harburger	McInerney	Sanders	Witter
Dillon	Harris	McKeown	Sands	

Those who voted in the negative, were

Allds	Fish	Kelsey	Slater	Trainor
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Kelsey in the chair.

The Senate bill (No. 770, Assembly reprint No. 1877) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class'" (Rec. No.

181), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	Meister	Scanlon
Ahern	Dillon	Hawkins	Metcalfe	Sharkey
Allds	Doughty	Henry	Metzler	Siems
Apgar	Dusinbery	Hill	Miller	Slater
Axtell	Egan	Hitchcock	Minton	Sloane
Babcock	Ellis	Holsten	Morris	Smith, A R
Baker	Everett	Honeck	O'Connell	Smith, J E
Barnes	Fallows	Hyman, A Z	O'Connor	Smith, J L
Baum	Farrell	Hyman, S F	Patton	Smith, J T
Bedell	Fish	Irwin	Phillips	Snyder, R A
Beede	Fiske	Johnson	Plank	Snyder T
Bradley	Fitzger'd J B	Juengst	Platt	Stevens
Brennan	Fitzger'd J J	Kelley, E E	Post	Streifler
Bryan	Fordyce	Kelly, G T	Price	Sullivan, T P
Burnett	Fowler	Kelsey	Prince	Sullivan, W J
Cain	Frisbie	Kittell	Remsen	Swift
Cohn	Galbraith	Knipp	Rierdon	Trainor
Conger	Gale	Larzelere	Roberts	Treat
Cook	Gardner, C J	Lewis, M E	Roche	Tripp
Cooley	Geoghan	Lewis, T D	Rodenbeck	Waite
Costello	Graham	Maher	Rogers	Walrath
Cotton	Green	Marson	Russell	West
Darrison	Guider	Martin	Ryttenberg	Wheeler
Davis	Hallock	McCreary	Sage	Wilson
De Graw	Harburger	McInerney	Sanders	Wissel
Delaney, J T	Harris	McKeown	Sawyer	Witter
Delaney W F	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Speaker announced the special order, being the bill (No.

2383) entitled "An act to amend the Fisheries, Game and Forest Law, relative to additional protection of the forest preserve." (Int. No. 580.)

On motion of Mr. Wheeler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	McEwan	Sawyer
Ahern	Dillon	Harburger	McInerney	Scanlon
Allds	Doughty	Harris	McMillan	Sharkey
Apgar	Dusinbery	Hasenflug	Meister	Siems
Axtell	Egan	Hawkins	Metcalfe	Slater
Babcock	Ellis	Henry	Metzler	Smith, A R
Barnes	Everett	Herrick	Miller	Smith, J E
Baum	Fallows	Hill	Minton	Smith, J T
Bedell	Fancher	Hitchcock	Morgan	Snyder, R A
Beede	Farrell	Holsten	O'Connell	Snyder, T
Bradley	Fish	Honeck	O'Connor	Stevens
Brennan	Fiske	Hyman, S F	Patton	Stewart
Bryan	Fitzger'd J B	Irwin	Phillips	Streifler
Burnett	Fitzger'd J J	Johnson	Plank	Sullivan, T P
Cain	Fordyce	Juengst	Platt	Sullivan, W J
Cohn	Fowler	Kelley, E E	Post	Trainor
Conger	Frisbie	Kelly, G T	Poth	Treat
Cook	Galbraith	Kelsey	Prince	Tripp
Cooley	Gale	Kittell	Rierdon	Waite
Costello	Gardiner, R	Knipp	Roberts	Walrath
Cotton	Gardner, C J	Larzelere	Roche	Weekes
Coughtry	Geoghan	Lewis, M E	Rodenbeck	West
Darrison	Graham	Lewis, T D	Rogers	Wheeler
Davis	Green	Litchard	Russell	Wilson
De Graw	Griffith	Maher	Ryttenberg	Wissel
Delaney, J T	Guider	Marson	Sanders	Witter
Delaney, W F	Hallock	Martin	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2063) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Martin M. Monohan and 14 others against the State." (Int. No. 1536.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hitchcock	Miller	Siems
Ahern	Egan	Holsten	Minton	Slater
Allds	Everett	Honeck	Morgan	Sloane
Axtell	Fallows	Hyman, A	Z Morris	Smith, J E
Babcock	Farrell	Hyman, S F	O'Connell	Smith, J L
Baker	Fiske	Irwin	Patton	Smith, J T
Barnes	Fitzger'd J B	Johnson	Phillips	Snyder, T
Baum	Fordyce	Juengst	Phipps	Stewart
Bedell	Galbraith	Kelley, E E	Plank	Streifler
Beede	Gale	Kelly, G T	Platt	Sullivan, T P
Brennan	Gardner, C J	Kelsey	Post	Sullivan, W J
Bryan	Geoghan	Kittell	Price	Swift
Burnett	Gleason	Knipp	Prince	Trainor
Cohn	Green	Larzelere	Remsen	Treat
Cook	Griffith	Lewis, M E	Roberts	Tripp
Cooley	Guider	Litchard	Roche	Waite
Costello	Hallock	Maher	Rogers	Walrath
Coughtry	Halpin	Marson	Rowe	Weekes
Darrison	Harris	Martin	Russell	West
De Graw	Hasenflug	McCreary	Sage	Wheeler
Delaney, J T	Hatch	McInerney	Sanders	Wilson
Delaney, W F	Hawkins	McKeown	Sands	Wissel
Demarest	Henry	Meister	Sawyer	Witter
Doughty	Herrick	Metzler	Scanlon	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1756) entitled "An act to amend section 1 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with a pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village.'" (Int. No. 1363.)

On motion of Mr. Barnes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Scanlon
Ahern	Egan	Henry	Metzler	Sharkey
Allds	Ellis	Herrick	Miller	Siems
Apgar	Fallows	Hill	Morgan	Slater
Baker	Fancher	Hitchcock	Morris	Sloane
Barnes	Farrell	Holsten	O'Connell	Smith, A R
Baum	Fish	Honeck	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Phillips	Smith J T
Beede	Fitzger'd J B	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Plank	Snyder, T
Brennan	Fowler	Juengst	Platt	Stevens
Bryan	Frisbie	Kelley, E E	Post	Streifer
Cain	Galbraith	Kelly, G T	Poth	Sullivan, T P
Cohn	Gale	Kelsey	Prince	Sullivan, W J
Conger	Gardiner, R	Kittell	Remsen	Swift
Cook	Gardner, C J	Larzelere	Roberts	Treat
Cooley	Geoghan	Lewis, M E	Roche	Tripp
Costello	Gleason	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes

Davis	Guider	Martin	Russell	West
De Graw	Hallock	McEwan	Ryttenberg	Wheeler
Delaney, J T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Harburger	McKeown	Sands	Wissel
Demarest	Hasenflug	McMillan	Sawyer	Witter
Dillon	Hatch			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1079) entitled "An act to amend chapter 746 of the Laws of 1894, entitled 'An act laying out an additional public park in the Twelfth ward of the city of New York and authorizing the taking of land for the same.'" (Int. No. 914.)

On motion of Mr. Green, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Herrick	Metcalf	Sawyer
Ahern	Dusinbery	Hill	Metzler	Scanlon
Allds	Egan	Hitchcock	Miller	Sharkey
Apgar	Ellis	Holsten	Minton	Siems
Axtell	Fallows	Honeck	Morgan	Slater
Babcock	Fancher	Hyman, A Z	Morris	Sloane
Baker	Farrell	Hyman, S F	O'Connell	Smith, A R
Barnes	Fiske	Irwin	O'Connor	Smith, J L
Baum	Fitzger'd J B	Johnson	Patton	Smith, J T
Bedell	Fitzger'd J J	Juengst	Phillips	Snyder, R A
Beede	Fowler	Kelley, E E	Plank	Snyder, T
Brennan	Frisbie	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Sullivan, T P

Cohn	Gardiner, R	Knipp	Price	Sullivan, W J
Conger	Geoghan	Larzelere	Prince	Swift
Cook	Gleason	Lewis, M E	Remsen	Trainor
Cooley	Graham	Lewis, T D	Rierdon	Treat
Cotton	Griffith	Litchard	Roche	Tripp
Coughtry	Guider	Maher	Rodenbeck	Waite
Darrison	Halpin	Martin	Rogers	Walrath
Davis	Harburger	McCreary	Rowe	Weekes
De Graw	Harris	McEwan	Russell	West
Delaney, J T	Hasenflug	McInerney	Ryttenberg	Wheeler
Delaney, W F	Hatch	McKeown	Sage	Wilson
Demarest	Hawkins	McMillan	Sanders	Wissel
Dillon	Henry	Meister	Sands	Witter

Ordred, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2399) entitled "An act to authorize the town of Caldwell, in the county of Warren, to acquire a site and construct thereon a building for a free public library and to issue bonds therefor." (Int. No. 1688.)

On motion of Mr. Hitchcock, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Halpin	McEwan	Sage
Allds	Doughty	Harburger	McInerney	Sands
Apgar	Dusinbery	Harris	McKeown	Sawyer
Axtell	Egan	Hasenflug	McMillan	Scanlon
Babcock	Ellis	Hatch	Meister	Sharkey
Baker	Everett	Hawkins	Metcalfe	Siems
Barnes	Fallows	Herrick	Metzler	Slater
Baum	Fancher	Hill	Miller	Sloane

Bedell	Farrell	Hitchcock	Minton	Smith, J E
Beede	Fish	Holsten	Morris	Smith, J T
Bradley	Fiske	Honeck	O'Connell	Snyder, R A
Brennan	Fitzger'd J B	Hyman, A	Z O'Connor	Stevens
Bryan	Fitzger'd J J	Hyman, S F	Patton	Striefler
Burnett	Fordyce	Irwin	Phillips	Sullivan, T P
Cain	Fowler	Juengst	Phipps	Sullivan, W J
Conger	Frisbie	Kelley, E E	Plank	Swift
Cook	Galbraith	Kelly, G T	Platt	Trainor
Cooley	Gale	Kelsey	Post	Treat
Costello	Gardiner, R	Kittell	Poth	Tripp
Cotton	Gardner, C J	Knipp	Prince	Waite
Coughtry	Geoghan	Larzelere	Remsen	Walrath
Darrison	Gleason	Lewis, M E	Rierdon	Weekes
Davis	Graham	Lewis, T D	Roche	West
De Graw	Green	Litchard	Rodenbeck	Wheeler
Delaney, J T	Griffith	Maher	Rogers	Wilson
Delaney, W F	Guider	Marson	Rowe	Wissel
Demarest	Hallock	Martin	Russell	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2057) entitled "An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to the support of bastard children." (Int. No. 1530.)

On motion of Mr. S. F. Hyman, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	McKeown	Sanders
Ahern	Egan	Hatch	McMillan	Sands
Allds	Ellis	Hawkins	Metcalfe	Sawyer

Apgar	Everett	Henry	Metzler	Scanlon
Axtell	Fallows	Herrick	Miller	Sharkey
Babcock	Fancher	Hill	Minton	Siems
Baker	Farrell	Hitchcock	Morgan	Slater
Barnes	Fish	Holsten	Morris	Sloane
Baum	Fiske	Honeck	O'Connor	Smith, A R
Bedell	Fitzger'd JB	Hyman, A Z	Patton	Smith, J E
Beede	Fitzger'd JJ	Hyman, S F	Phillips	Smith, J L
Brennan	Fordyce	Irwin	Phipps	Smith J T
Bryan	Fowler	Johnson	Plank	Snyder, R A
Burnett	Frisbie	Juengst	Platt	Snyder, T
Cain	Galbraith	Kelley, E E	Post	Stevens
Cohn	Gale	Kelly, G T	Poth	Striefler
Cook	Gardiner, R	Kelsey	Price	Sullivan, T P
Cooley	Gardner, C J	Kittell	Prince	Sullivan, W J
Costello	Geoghan	Knipp	Remsen	Trainor
Cotton	Gleason	Larzelere	Rierdon	Treat
Darrison	Graham	Lewis, M E	Roberts	Tripp
Davis	Green	Litchard	Roche	Waite
De Graw	Griffith	Maher	Rodenbeck	Walrath
Delaney, J T	Guider	Marson	Rogers	West
Delaney W F	Hallock	Martin	Rowe	Weekes
Demarest	Halpin	McCreary	Russell	Wilson
Dillon	Harburger	McEwan	Ryttenberg	Wissel
Doughty	Harris	McInerney	Sage	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1787) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of William W. Wheeler against the State of New York for damages sustained by him in consequence of the cancellation, annulling the setting aside of letters patent executed to him by the people of the State of New York, so far as the same relate to the east half of lot 87, Township 8, Old Military tract, in the county of Franklin, and to render judgment therefor." (Int. No. 1380.)

On motion of Mr. Stevens, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 }
 } NOES 90 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McKeown	Scanlon
Ahern	Doughty	Hatch	McMillan	Sharkey
Allds	Dusinbery	Hawkins	Meister	Siems
Apgar	Egan	Henry	Metcalfe	Slater
Axtell	Ellis	Herrick	Miller	Sloane
Baker	Everett	Hill	Minton	Smith J E
Barnes	Fallows	Hitchcock	Morgan	Smith, J L
Baum	Fancher	Holsten	O'Connell	Smith J T
Bedell	Farrell	Hyman, A Z	O'Connor	Snyder, T
Beede	Fish	Hyman S F	Patton	Stevens
Bradley	Fiske	Irwin	Phillips	Stewart
Brennan	Fitzger'd J B	Johnson	Phipps	Streifler
Bryan	Fitzger'd J J	Juengst	Platt	Sullivan, T P
Burnett	Fowler	Kelley, E E	Post	Sullivan, W J
Cain	Frisbie	Kelly, G T	Poth	Swift
Cohn	Galbraith	Kelsey	Price	Trainor
Conger	Gale	Kittell	Prince	Treat
Cook	Gardiner, R	Knipp	Rierdon	Tripp
Cooley	Gardner, C J	Larzelere	Roberts	Waite
Costello	Gleason	Lewis, M E	Roche	Walrath
Cotton	Graham	Lewis, T D	Rogers	Weekes
Coughtry	Green	Litchard	Rowe	West
Darrison	Griffith	Maher	Russell	Wheeler
Davis	Guider	Marson	Sage	Wilson
De Graw	Hallock	Martin	Sanders	Wissel
Delaney, J T	Halpin	McEwan	Sands	Witter
Delaney, W F	Harris	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1927) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to

the city of New York in the department of charities in the year 1899, pending the preparation of municipal civil-service eligible lists for the position of attendants in said department." (Int. No. 1449.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 130 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams .	Doughty	Hawkins	McKeown	Sands
Ahern	Dusinbery	Henry	McMillan	Sawyer
Allds	Egan	Herrick	Metcalfe	Scanlon
Apgar	Ellis	Hill	Metzler	Sharkey
Axtell	Fallows	Hitchcock	Miller	Slater
Babcock	Fancher	Holsten	Minton	Sloane
Baker	Fish	Honeck	Morris	Smith, A R
Barnes	Fiske	Hyman, A	ZO'Connell	Smith, J L
Baum	Fitzger'd J B	Hyman, S F	O'Connor	Smith J T
Bedell	Fitzger'd J J	Irwin	Patton	Snyder, R A
Beede	Fowler	Johnson	Phillips	Snyder, T
Brennan	Frisbie	Juengst	Plank	Stevens
Bryan	Gale	Kelley, E E	Platt	Streifler
Burnett	Gardiner, R	Kelly, G T	Post	Sullivan, T P
Cain	Gardner C J	Kelsey	Poth	Sullivan, W J
Cohn	Geoghan	Kittell	Price	Swift
Conger	Gleason	Knipp	Prince	Treat
Cooley	Green	Larzelere	Remsen	Tripp
Costello	Griffith	Lewis, M E	Roberts	Waite
Cotton	Guider	Lewis, T D	Roche	Walrath
Darrison	Hallock	Litchard	Rodenbeck	Weekes
Davis	Halpin	Maher	Rogers	West
De Graw	Harburger	Marson	Rowe	Wheeler
Delaney, J T	Harris	McCreary	Russell	Wilson
Delaney, W F	Hasenflug	McEwan	Sage	Wissel
Demarest	Hatch	McInerney	Sanders	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2278) entitled "An act to regulate interments in cemeteries in cities of the third class." (Int. No. 1645.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Siems
Ahern	Egan	Henry	Metzler	Slater
Allds	Everett	Herrick	Miller	Sloane
Apgar	Fallows	Hitchcock	Morgan	Smith, A R
Axtell	Fancher	Holsten	Morris	Smith, J E
Babcock	Farrell	Hyman, A	Z O'Connell	Smith, J L
Barnes	Fish	Hyman, S F	Patton	Smith, J T
Baum	Fiske	Irwin	Phillips	Snyder R A
Bedell	Fitzger'd JB	Johnson	Phipps	Snyder, T
Beede	Fitzger'd JJ	Juengst	Plank	Stevens
Bradley	Fordyce	Kelley, E E	Platt	Stewart
Brennan	Fowler	Kelly, G T	Poth	Streifer
Bryan	Frisbie	Kelsey	Price	Sullivan, T P
Burnett	Galbraith	Kittell	Prince	Sullivan, W J
Cain	Gale	Knipp	Remsen	Swift
Conger	Gardiner, R	Larzelere	Roberts	Trainor
Cook	Gardner, C J	Lewis, M E	Roche	Treat
Cooley	Geoghan	Lewis, T D	Rodenbeck	Tripp
Costello	Gleason	Litchard	Rowe	Waite
Coughtry	Graham	Maher	Russell	Walrath
Darrison	Green	Mason	Ryttenberg	Weekes
Davis	Griffith	Martin	Sage	West
De Graw	Guider	McEwan	Sanders	Wheeler

Delaney, J T	Halpin	McInerney	Sands	Wilson
Delaney, W F	Harburger	McKeown	Sawyer	Wissel
Dillon	Harris	McMillan	Scanlon	Witter
Doughty	Hasenflug	Meister	Sharkey	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 635) entitled "An act to amend the Insurance Law, relating to payments under the fire insurance policies in case of total destruction of buildings." (Int. No. 588.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill having been announced for a third reading,

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
{ NOES 13 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Halpin	McEwan	Sage
Ahern	Demarest	Harburger	McInerney	Sanders
Allds	Dillon	Harris	McMillan	Sands
Axtell	Doughty	Hasenflug	Metzler	Scanlon
Babcock	Egan	Hill	Minton	Sharkey
Baker	Ellis	Holsten	Morgan	Siems
Barnes	Everett	Honeck	Morris	Slater
Beede	Fallows	Hyman, A Z	O'Connell	Snyder, T
Bradley	Fiske	Juengst	Patton	Stevens
Brennan	Fitzger'd J B	Kelley, E E	Phillips	Stewart
Bryan	Fitzger'd J J	Kelly, G T	Plank	Streifler

Burnett	Fordyce	Kelsey	Platt	Sullivan, W J
Conger	Fowler	Kittell	Post	Swift
Cook	Frisbie	Knipp	Poth	Trainor
Cooley	Galbraith	Lewis, M E	Price	Treat
Costello	Gardiner, R	Lewis, T D	Prince	Tripp
Darrison	Gleason	Litchard	Remsen	Waite
Davis	Green	Marson	Rogers	Weekes
De Graw	Griffith	Martin	Russell	Wilson
Delaney J T	Hallock	McCreary	Ryttenberg	Wissel

Those who voted in the negative, were

Bedell	Fish	Guider	Metcalfe	Roche
Coughtry	Gale	Hitchcock	Rierdon	Smith, J T
Fancher	Graham	Hyman, S F		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2325) entitled "An act to amend the Penal Code in relation to stamping or marking articles manufactured of linen." (Int. No. 1671.)

On motion of Mr. Galbraith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McMillan	Sage
Abern	Doughty	Hatch	Meister	Sanders
Allds	Dusinbery	Hawkins	Metcalfe	Sands
Apgar	Egan	Henry	Metzler	Sawyer
Axtell	Ellis	Herrick	Miller	Scanlon
Babcock	Everett	Hill	Minton	Sharkey
Baker	Fallows	Hitchcock	Morgan	Slater

Barnes	Fancher	Holsten	Morris	Sloane
Baum	Farrell	Honeck	O'Connell	Smith, A R
Bedell	Fish	Hyman, A Z	O'Connor	Smith, J E
Beede	Fiske	Hyman, S F	Patton	Smith, J L
Bradley	Fitzger'ld J B	Johnson	Phillips	Snyder, R A
Brennan	Fitzger'ld J J	Juengst	Phipps	Snyder, T
Bryan	Fordyce	Kelley, E E	Plank	Stevens
Burnett	Fowler	Kelly, G T	Platt	Stewart
Cain	Frisbie	Kelsey	Post	Streifler
Cohn	Galbraith	Kittell	Poth	Sullivan, T P
Conger	Gardiner, R	Knipp	Price	Sullivan, W J
Cook	Gardner, C J	Larzelere	Prince	Trainor
Cooley	Geoghan	Lewis, M E	Remsen	Treat
Costello	Graham	Lewis, T D	Rierdon	Tripp
Cotton	Green	Litchard	Roberts	Waite
Coughtry	Griffith	Maher	Roche	Walrath
Darrison	Guider	Marson	Rodenbeck	Weekes
Davis	Hallock	Martin	Rogers	West
De Graw	Halpin	McCreary	Rowe	Wilson
Delaney, J T	Harburger	McInerney	Kyttenberg	Wissel
Delaney W F	Harris	McKeown	Russell	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2056) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of certain owners of real property in New York city for damages alleged to have been caused to said property by the operations carried out pursuant to chapter 339 of the Laws of 1892." (Int. No. 1528.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McEwan	Sands
Ahern	Doughty	Harris	McInerney	Sawyer
Allds	Dusinbery	Haseenlug	McKeown	Scanlon
Apgar	Egan	Hatch	McMillan	Sharkey
Axtell	Ellis	Hawkins	Meister	Siems
Babcock	Everett	Herrick	Metcalfe	Slater
Baker	Fallows	Hill	Metzler	Smith, A R
Barnes	Fancher	Hitchcock	Miller	Smith, J E
Baum	Farrell	Holsten	Minton	Smith, J L
Bedell	Fish	Honeck	Morgan	Smith J T
Beede	Fiske	Hyman, A Z	O'Connell	Snyder, R A
Bradley	Fitzger'd J B	Hyman, S F	O'Connor	Snyder, T
Brennan	Fitzger'd J J	Irwin	Patton	Stevens
Bryan	Fordyce	Johnson	Phillips	Stewart
Burnett	Fowler	Juengst	Phipps	Streifer
Cain	Frisbie	Kelley, E E	Plank	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Post	Sullivan, W J
Conger	Gale	Kelsey	Poth	Trainor
Cook	Gardiner R	Kittell	Price	Treat
Cooley	Gardner C J	Knipp	Prince	Tripp
Costello	Geoghan	Larzelere	Remsen	Waite
Cotton	Gleason	Lewis, M E	Rierdon	Walrath
Coughtry	Graham	Lewis, T D	Roberts	Weekes
Darrison	Green	Litchard	Rogers	Wheeler
Davis	Griffith	Maher	Russell	West
De Graw	Guider	Marson	Ryttenberg	Wilson
Delaney, J T	Hallock	Martin	Sage	Wissel
Delaney W F	Halpin	McCreary	Sanders	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2323) entitled "An act to amend the Forest, Fish and Game Law, relative to definitions of open and close seasons." (Int. No. 1669.)

On motion of Mr. Axtell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 798), entitled, "An act to amend chapter 908 of the Laws of 1896, enti-

itled 'An act in relation to taxation, constituting chapter 24 of the general laws,' as amended by chapter 371 of the Laws of 1897." (Int. No. 709.)

On motion of Mr. Morgan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOES 7 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	McMillan	Sanders
Ahern	Ellis	Henry	Meister	Sands
Allds	Everett	Herrick	Metcalfe	Sawyer
Apgar	Fallows	Hill	Metzler	Scanlon
Babcock	Fancher	Hitchcock	Miller	Sharkey
Baker	Farrell	Holsten	Minton	Siems
Barnes	Fish	Honeck	Morgan	Slater
Baum	Fiske	Hyman, A Z	Morris	Sloane
Beede	Fitzger'd J B	Hyman, S F	O'Connell	Smith, A R
Bradley	Fitzger'd J J	Irwin	O'Connor	Smith, J E
Brennan	Fowler	Johnson	Patton	Smith, J L
Bryan	Frisbie	Juengst	Phillips	Smith, J T
Burnett	Galbraith	Kelley, E E	Phipps	Snyder, R A
Cain	Gardiner, R	Kelly, G T	Plank	Snyder, T
Cohn	Gardner C J	Kelsey	Platt	Stevens
Conger	Geoghan	Kittell	Post	Stewart
Cook	Gleason	Knipp	Poth	Sullivan, T P
Costello	Graham	Larzelere	Price	Sullivan, W J
Cotton	Green	Lewis, T D	Prince	Swift
Coughtry	Griffith	Litchard	Remsen	Treat
Darrison	Guider	Maher	Rierdon	Waite
De Graw	Hallock	Marson	Roberts	Walrath
Delaney J T	Halpin	Martin	Roche	Weekes
Delaney, W F	Harburger	McCreary	Rodenbeck	West
Demarest	Harris	McEwan	Rowe	Wilson

Dillon	Hasenflug	McInerney	Russell	Wissel
Doughty	Hatch	McKeown	Sage	Witter
Dusinbery				

Those who voted in the negative, were

Cooley	Fowler	Rogers	Streifler	Trainor
Davis	Lewis, M E			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 180) entitled "An act to amend chapter 499 of the Laws of 1897, entitled 'An act to regulate and improve Atlantic avenue between Flatbush avenue and Atkins avenue in the city of Brooklyn and providing for the removal of the steam railroad of the Long Island Railroad Company from the surface, and for changing the grade of said railroad and providing for all changes in avenues, streets and railroads that may be rendered necessary by reason of such changes and providing means for the payment thereof.'" (Rec. No. 323.)

On motion of Mr. Roche, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	Metcalfe	Sawyer
Ahern	Ellis	Henry	Metzler	Scanlon
Allds	Everett	Herrick	Miller	Sharkey
Apgar	Fallows	Hill	Minton	Siems
Axtell	Fancher	Hitchcock	Morgan	Slater
Babcock	Farrell	Holsten	Morris	Sloane
Baker	Fish	Honeck	O'Connell	Smith, A R

Baum	Fiske	Hyman, A Z	O'Connor	Smith, J E
Bedell	Fitzger'd J J	Hyman, S F	Patton	Smith, J L
Beede	Fitzger'd J B	Irwin	Phillips	Smith J T
Brennan	Fordyce	Johnson	Phipps	Snyder, R A
Bryan	Fowler	Kelley, E E	Plank	Snyder, T
Burnett	Frisbie	Kelly, G T	Platt	Stevens
Cain	Galbraith	Kelsey	Post	Stewart
Cohn	Gale	Kittell	Poth	Streifler
Conger	Gardiner, R	Knipp	Price	Sullivan, T P
Cook	Gardner, C J	Larzelere	Prince	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Remsen	Swift
Costello	Gleason	Lewis, T D	Rierdon	Trainor
Cotton	Graham	Litchard	Roberts	Treat
Coughtry	Green	Maher	Roche	Tripp
Darrison	Griffith	Marson	Rodenbeck	Waite
Davis	Guider	Martin	Rogers	Walrath
De Graw	Hallock	McCreary	Rowe	Weekes
Delaney, J T	Halpin	McEwan	Russell	West
Delaney, W F	Harburger	McInerney	Ryttenberg	Wheeler
Demarest	Harris	McKeown	Sage	Wilson
Dillon	Hasenflug	McMillan	Sands	Wissel
Doughty	Hatch	Meister	Sanders	Witter
Dusinbery				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1276) entitled "An act to amend the Tax Law in relation to the taxation of special franchises as real property." (Rec. No. 280.) .

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalf	Sands
Ahern	Egan	Henry	Metzler	Sawyer
Allds	Ellis	Herrick	Miller	Scanlon
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith J T
Bedell	Fitzger'd J B	Irwin	Phillips	Smith J T
Beede	Fitzger'd J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Kelley E E	Plank	Snyder, T
Brennan	Fowler	Kelly, G T	Platt	Stevens
Bryan	Frisbie	Kelsey	Post	Stewart
Burnett	Galbraith	Kittell	Poth	Streifler
Cain	Gale	Knipp	Price	Sullivan, T P
Cohn	Gardiner, R	Larzelere	Prince	Sullivan, W J
Conger	Gardner, C J	Lewis, M E	Remsen	Swift
Cook	Geoghan	Lewis, T D	Rierdon	Trainor
Costello	Gleason	Litchard	Roberts	Treat
Cotton	Graham	Maher	Roche	Tripp
Coughtry	Green	Marson	Rodenbeck	Waite
Darrison	Griffith	Martin	Rogers	Walrath
De Graw	Guider	McCreary	Rowe	Weekes
Delaney, J T	Hallock	McEwan	Russell	West
Delaney W F	Halpin	McKeown	Ryttenberg	Wheeler
Demarest	Harburger	McMillan	Sage	Wilson
Dillon	Hasenflug	Meister	Sanders	Wissel
Doughty	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. M. E. Lewis, from the special committee appointed by the Speaker of the Assembly to investigate into the financial condition of the city of Syracuse, under the authority of a resolution adopted by this Assembly on the 22d day of February, 1900, presented the following preliminary report:

Your special committee, appointed to investigate into the financial condition of the city of Syracuse, and particularly into the

necessity for the passage of Assembly bill No. 831, introduced by Mr. A. Z. Hyman, begs leave to report as follows:

Your committee has met at the city of Syracuse from time to time since the appointment of such committee, and has examined numerous witnesses for the purpose of ascertaining the causes of the deficiencies which Assembly bill No. 831 seeks to legalize; and met on Friday and Saturday, the 23d and 24th days of March, being Friday and Saturday of last week. On Friday, the 23d day of March, Mr. William H. Hammerle having been duly subpoenaed, attended before said committee, and being first duly sworn to tell the truth, the whole truth and nothing but the truth, and being examined by counsel, refused to answer pertinent questions asked of him by said counsel, and persisted in such refusal after having been duly directed to answer same by said committee, through its chairman. A certified copy of the record of such refusal of said William H. Hammerle is attached hereto and made a part of this report.

Mr. Christian B. Snyder, having also been duly subpoenaed, and having attended before said committee, and having been duly sworn to tell the truth, the whole truth and nothing but the truth, was duly examined by counsel for said committee, and refused to answer pertinent questions asked of him by said counsel, and persisted in such refusal after having been directed by said committee, through its chairman, to answer said questions. A copy of the record of such refusal, duly certified, is also attached hereto and made a part of this report.

Your committee begs leave to report the facts of such refusals and to recommend the adoption of the following resolution:

Resolved, Good and sufficient reasons therefor appearing in the report to the Assembly of the Special Committee of four members charged by the Assembly under its resolution of the 22d day of February, 1900, with the duty of investigating the financial affairs of the city of Syracuse and the causes which have led up to the creation of certain overdrafts and deficiencies sought to be legalized by Assembly bill No. 831, introduced by Mr. A. Z. Hyman, with powers to send for persons and papers, which report is herewith presented; that the Speaker of the Assembly be and he hereby is directed to forthwith issue his warrant directed to the Sergeant-at-Arms of this House to command him to take into custody the body of William H. Hammerle and Christian B. Snyder, both of the city of Syracuse, or wherever they or either of them may be found, and to bring the same forthwith before this Assembly at the bar thereof, to then and there answer why they or either of them should not be punished as guilty of contempt of the dignity and authority of the same; and in the mean time keep said

William H. Hammerle and Christian B. Snyder in his custody to abide the further order of the Assembly.

MERTEN E. LEWIS,

Chairman.

MARCH 29, 1900.

TESTIMONY.

William H. Hammerle, being duly sworn, testified as follows:

By Mr. Lewis:

Q. Mr. Hammerle, you reside in Syracuse, do you? A. Yes, sir.

Q. How long have you lived in this city? A. About 26 years.

Q. And your business is that of a cigar manufacturer? A. Yes, sir, at present in that business.

Q. How long have you been a cigar manufacturer? A. For three and a half years, about.

Q. About three and a half years? A. Yes, sir.

Q. And where is your place of business? A. No. 226 James street.

Q. How large a business do you run there; how many men have you? A. Five men.

Q. Five men working for you? A. Yes, sir.

Q. Now, your wife is Jennie Hammerle? A. Yes, sir.

Q. And her name before you married her was Bronner, is that right? A. Yes, sir.

Q. That is, Jennie Hammerle is her name? A. Yes, sir, her present name.

Q. She is a sister, is she not, of Charles F. Bronner? A. Yes, sir.

Q. And also a sister of Elizabeth Nies, the wife of William Nies? A. Yes, sir.

Q. And also a sister of William Bronner, is that right? A. Yes, sir.

Q. John Bronner was also a brother? A. Yes, sir.

Q. And was there another one of the Bronner family? A. Not that I know of.

Q. That is, there were, five heirs were there not, five brothers and sisters? A. Yes, sir.

Q. In 1897 and 1898, did your wife Jennie Hammerle and Charles Bronner and Elizabeth Nies and William Bronner become owners of what is known as the public bath property down in the old third ward? A. I don't know exactly the date, but they are the sole owners of the place.

Q. They became the sole owners, did they not? A. Yes, sir.

Q. And where is that property situated? A. It is in the new seventh ward now, I suppose.

Q. It is what was termed the old White Oak Springs property? A. Yes, sir.

Q. And that property is situated down by the marsh near the lake? A. No, sir.

Q. Where is it situated? A. Near the pump house on the salt reservation.

Q. Near the pump house on the salt reservation? A. Yes, sir.

Q. And the property is what was termed the White Oak Springs property, was it not? A. Yes, sir.

Q. And as I understand, it consists of about five acres of land did it not? A. I don't know exactly as to that.

Q. Well, wasn't that about the size of it? A. I am not certain.

Q. Well, the description will show in the deeds. A. Well, whatever they say I think will be all right.

Q. But you understand there was four or five acres of it, don't you? A. Yes, sir.

Q. You have seen the property and been on it a good many times, have you not? A. Yes, sir.

Q. Now, as I understand, the year before, in 1897, that property was partitioned, was it not? A. I think it was somewhere along there; I don't know exactly the day and date.

Q. The partition action was brought by Mr. Edgecomb and the property was sold at a partition sale? A. Yes, sir.

Q. And at that partition sale it was bought in by Jacob Nies? A. I don't remember that.

Q. Well, didn't he deed it to your wife and the four heirs? A. Yes, sir.

Q. Mr. Nies, that is Alderman Nies, is it not? A. Yes, sir.

Q. He bought it at a partition sale, did he not? A. I don't remember that thoroughly.

Q. Do you know how much it sold for on the partition sale? A. I do not.

Q. Were you there at the time it was sold? A. I don't remember whether I was or not.

Q. What is that? A. I can't remember.

Q. Well, you remember whether you were there at the time of the partition sale, do you not? A. I am not certain; I was there to one or two of them; I don't know whether I was there for the last one or not; I don't remember whether I was or not.

Q. There was other property that was included in this partition action; that is they owned other property, did they not? A. Yes, sir.

Q. And this piece of about five acres was by itself and was called the White Oak Springs property, was it not? A. No, sir.

Q. What was it called then? A. I don't think there was five acres of land there.

Q. Well, between four and five acres? A. Yes, sir.

Q. That piece was by itself and it was right in the bend of the Onondaga creek, was it not? A. Yes, sir.

Q. Down in the northwest part of the city situated in the bend of the creek and called the White Oak Springs property; is that right? A. Yes, sir.

Q. Now, you remember, don't you, that Mr. Nies, Alderman Nies, after bidding it off, made a quit claim deed of it to the four heirs, that is your wife, Charles Bronner, Elizabeth Nies and William Bronner; do you remember that? A. Yes, sir.

Q. So that they owned the property, is that right? A. Yes, sir.

Q. By a deed dated the 2d of July, 1898, and that property remained in those heirs down until last summer, did it not? A. Yes, sir, I think it did.

Q. Down until sometime during this last summer? A. Yes, sir.

Q. Don't you know that the purchase price that was paid was about \$5,000 at that sale? A. I don't remember that.

Q. That the highest bid was about \$5,000 for the property? A. I don't remember it.

Q. Now, who was the first one who spoke to you, Mr. Hammerle, in regard to buying that property for the city; do you remember? A. I don't remember that.

Q. Well, you remember the subject coming up, don't you? A. Yes, sir, I remember the subject coming up.

Q. What is that? A. I remember reading it in the paper.

Q. You remember that it came up in regard to selling that property to the city? A. Yes, sir.

Q. Now, who was the first one who spoke to you in regard to buying it? A. I couldn't answer that question.

Mr. Lewis.—I will read, if your honors please, from page 4, roman numbers, of the proceedings of the common council of 1899, the standing committee of the common council as follows: Among them the "Committee on water and public health, Alderman Saunders, Alderman Rice and Alderman Costello."

Q. Now, did one of those people speak to you in regard to it? A. I can't remember.

Q. That is you don't remember the first one that said anything to you about it? A. Yes, sir.

Q. About when was it that the subject first came up? A. I don't remember that.

Q. Was it in the middle of the summer? A. I don't know.

Q. You know it was last summer some time, don't you? A. I think it was.

Mr. Lewis.—Let me refresh your recollection by the records here if I can or first by a resolution which I will read if your honors please, from page 301, a resolution passed by the common council on the 19th day of June, 1899: "Resolved, That the committee on water and public health be and hereby is authorized to select and recommend a suitable site for the erection of the free public bath building, and report the same to the common council. Adopted."

Q. Now, that resolution seems to have been passed in June; was it about that time that you first heard that the city wanted to buy this property? A. I don't remember.

Q. It was last summer sometime, wasn't it, Mr. Hammerle? A. I think so.

Mr. Lewis.—Now, I will read at page 310, if your honors please, the reports of standing committees: "By Alderman Saunders, from the committee on water and public health, submitting the following:

Syracuse, N. Y., June 25, 1899.

To the Hon. Mayor and Common Council of the City of Syracuse, N. Y.:

Gentlemen.—Your committee on water and public health, in pursuance of a resolution passed June 19, 1899, in the matter of selecting a site for free public baths, would respectfully report as follows:

After looking over and considering several sites we would recommend the purchase of what is known as "White Oak Springs" as the most suitable place to locate the public baths, as the water of the springs is far superior to the city water for bathing purposes. There is a suitable pool 100x40 feet, with about $4\frac{1}{2}$ feet of water, and 37 dressing rooms for those desiring to take a plunge bath. There is also a building 120x26 feet, with 222 bathrooms—

Q. Were there 222 bathrooms down there? A. I don't remember.

Q. You have seen the property, Mr. Hammerle? A. Yes, sir.

Q. Are there 222 bathrooms down there? A. I don't remember.

Q. Well, now, I want you to remember something. A. If I can't remember, I can't remember.

Q. That is all right, but you have been down there? A. I never counted the rooms.

Q. I don't ask you if you had counted them, but are there 222

rooms down there? A. No, sir, I am not certain as to how many there are.

Q. I don't ask you to be certain; it is only a matter of common perception by anyone who has seen the property, whether there are 222 bathrooms down there? A. I don't know.

Q. How many times have you been down there? A. I can't answer that.

Q. You have been down there enough to be familiar with the property? A. There is no doubt but what I have.

Q. Then it is a fair question to ask you as to whether there are 222 bathrooms down there, Mr. Hammerle? A. I don't know.

Q. Isn't that a fair question? A. There is no doubt it is.

Q. Well, can you answer me fairly? A. I am trying to answer you as honestly as I can. I have taken an oath to speak the truth.

Q. And you say you are speaking the truth when you say you can't tell me whether there are 222 bathrooms down at the White Oak Springs? A. I am; I can't tell you.

Q. Or that there were when you sold the property last summer; that is true, is it? A. Yes, sir.

Mr. Lewis.—I will read the rest of the report: "There is also a building 120x26 feet with 222 bathrooms supplied with tubs having hot and cold water, and a Turkish bathroom and dressing-room, washroom, engine-room, two boilers, pumps, etc., for the purpose of pumping spring water. The building is also supplied with city water and has proper drainage. There is also one dwelling house of recent build, in good repair, for the accommodation of the janitor or keeper of the bathrooms, heated by steam from the boilers now in the building."

Your committee would respectfully recommend the immediate purchase of this property, which contains 1 3-10 acres of land, with all buildings and fixtures now in use, at the price of \$10,000, as it is now past the time the baths should be open and the city can have immediate possession of the property and thereby save \$1,000 which has been paid yearly for the last four years for rental of public baths.

We also submit herewith a map of the property showing the location and size of buildings, rooms, etc.

All of which is respectfully submitted.

WILLIAM F. SAUNDERS,
CLARENCE E. RICE,
F. J. COSTELLO,

Committee.

Now, this was adopted at page 310 of the proceedings.

Mr. Kelsey—What date was that?

Mr. Lewis—That was submitted on the 26th of June, 1899.

Q. So that, Mr. Hammerle, as I understand, that property was owned by your wife, Charles F. Bronner, Elizabeth Nies and William Bronner, is that right? A. I think it was.

Q. It was in their name? A. Yes, sir.

Q. That was in June, and they had held it since 1898, according to these deeds? A. Yes, sir.

Q. Elizabeth Nies was the wife of William Nies? A. William Nies' brother.

Q. That is a brother of the alderman? A. Yes, sir.

Q. As I understand, Mr. Hammerle, after that there were two deeds made by your wife and the four heirs to the city of Syracuse? A. I don't remember that.

Q. Didn't you have those deeds drawn; were not those deeds drawn to the city of Syracuse, deeding that property to the city, the acre and three-tenths? A. I don't remember; I can't understand your question.

Q. I mean, were there not two deeds made, or wasn't there some deeds made, call it one deed or two deeds? In the first place, there was one deed made by these four heirs deeding that property to the city of Syracuse, isn't that true? A. No, sir.

Q. I mean a deed which was not used? A. None that I know of.

Q. Don't you know that there was a deed made deeding it from the heirs to the city of Syracuse? A. No, sir.

Q. You don't know of any such deed as that? A. No, sir.

Q. A deed which was not signed but was drawn, ready to be executed? A. Not from the heirs.

Q. Who was it from? A. From myself.

Q. Before the deed which was made from you was drawn, wasn't there a deed drawn from the heirs to the city of Syracuse? No, sir; not that I know of.

Q. Not that you know of? A. No, sir.

Q. After this, on the 15th of September, 1899, after this resolution had been passed and after this report had been made on the 15th of September, 1899, was there a deed made from these heirs and their wives to you, to William H. Hammerle? A. I couldn't tell you the date, but there was such a deed, yes.

Q. In other words, that property was deeded to you, was it not? A. Yes, sir.

Mr. Lewis—Now, if your honors, please, I will put in evidence here, on this record, in the first place, a deed from the sheriff of Onondaga county to Jacob Nies, bearing date the 18th day of September in the year one thousand eight hundred and ninety-seven, between Oscar F. Sodon, as sheriff of Onondaga county, to Jacob Nies of the city of Syracuse, purporting to be made in an action in partition, and conveying property situated in the city of

Syracuse, and being part of the 15-acre marsh lot, Nòs. 34, 35 and 36, and with a description which closes: "Supposed to contain between four and five acres of land"; which deed is recorded in Onondaga county clerk's office, November 17, 1897, in book 311, 258, and recites a bid in this manner: "At which sale the premises hereinafter described were struck off to the said party of the second part for the sum of \$5,000, being the highest sum obtained for the same." A consideration of \$5,000. Now, I will also put in evidence a deed from Jacob Nies to Jennie Hammerle, Charles F. Bronner, Elizabeth Nies and William Bronner, dated the 2d day of July, 1898, in consideration of the sum of \$1, and which describes the same property, between four and five acres of land.

Chairman Lewis—To whom does this deed run?

Mr. Lewis—To the heirs Jennie Hammerle, Charles F. Bronner, Elizabeth Nies and William Bronner, and that deed is recorded in book 311, Onondaga county clerk's office, page 437.

Chairman Lewis—What is the consideration, did you say?

Mr. Lewis—The consideration is \$1. I will also put in evidence a deed from Charles F. Bronner and Mary M. Bronner, his wife, William E. Bronner and Grace E. Bonner, his wife, Jennie Hammerle and Elizabeth C. Nies, to William H. Hammerle, which conveys the same property, and which is recorded in book 311 of deeds at page 475, in consideration of the sum of \$1, dated the 15th of September, 1899.

Q. Then, as I understand it, Mr. Hammerle, on the 15th of September, 1899, this whole property, between four and five acres, was conveyed to you, was it? A. I think it was; I am not certain about the day and date.

Q. That is by this deed which I have put in evidence? A. Yes, sir.

Q. You are the William Hammerle that is mentioned in that deed, are you not? A. Yes, sir; I am.

Q. Now, who were you talking with at that time in regard to selling this property to the city? A. I don't remember, I talked with so many.

Q. You were talking to a great many of them? A. Yes, sir.

Q. Well, you were talking to the committee of the common council, were you not? A. Not that I remember of.

Q. Do you mean you didn't have any communication with the committee of the common council? A. No, sir.

Q. No communication in regard to it? A. I can't remember.

Q. Now, I want to know who you talked to in regard to selling that property. Here you stand on the 15th of September, with five acres of land which you are selling to the city of Syracuse; now who did you talk with about selling it? A. I can't tell you who I talked with; I don't remember; I talked with quite a few; I talked to most everybody I knew about it.

Q. You certainly talked with the committee of the common council who had it in charge; I want the names of those you talked to. A. Well, I talked to Kearney, to Matty, to Rice; I talked with Saunders; I talked with Regan, talked to Costello; I couldn't tell you all; I talked with a good many.

Mr. Trainor—You talked with the aldermen generally.

The Witness—I talked with everybody, any of my friends; I went to outside people and had them use their influence for me.

Q. In order to sell this property to the city of Syracuse? A. Yes, sir.

Q. Now, how much was the purchase price named for this property, which you were to receive? A. I don't understand you.

Q. How much were you to get for this property in the talk you had with the committee or with others? A. I don't know what you are driving at.

Q. I ask you how much money you were to get for this property you were selling to the city of Syracuse? A. How much I was to get?

Q. Yes. A. All I could.

Q. What was named—what did you finally agree upon as a purchase price? A. What I agreed upon?

Q. Yes. A. What I wanted to sell it for?

Q. Yes. A. \$10,000.

Q. And that was, I understand, the amount you were to sell it for to the city of Syracuse? A. That is the amount I held it for to anybody.

Q. Yes; and at that time you hadn't paid for this property, had you? A. No, sir; I had not.

Q. When this deed was made in the middle of the summer you hadn't paid the four heirs for this property, is that right? A. Yes, sir.

Mr. Lewis—I will read this resolution, if your Honors please. This deed seems to be made to Hammerle on the 15th of September; on the 25th of September, ten days later, this resolution was passed by the common council, at page 499 of the proceedings of last year: "Resolved, That a warrant for \$10,000 (ten thousand dollars), be drawn in favor of William H. Hammerle, being in full settlement for the purchase of White Oak Springs, the same to be charged to special appropriations."

Q. What did you do in regard to the deeding of the property to the city then, Mr. Hammerle? A. I don't remember.

Q. Well did you make a deed of this property to the city? A. I think I had it before I got the money.

Q. I don't ask you that; it is a fair question; did you make a deed of this property to the city? A. Yes, sir.

Q. And a deed which was dated the 18th of September, was it not? A. I don't remember the date.

Q. (Presenting same). That is your signature, isn't it, and your wife's signature? A. Yes, sir.

Q. William H. Hammerle and Jennie Hammerle? A. Yes, sir.

Q. And that (indicating) is also your signature and your wife's signature, is it not? A. Yes, sir.

Q. You went up to the corporation counsel's office several times in regard to these deeds, did you not? A. I think I did.

Q. And you were there with the committee on one or two occasions? A. I don't know what you call the committee.

Q. I mean Alderman Saunders, Alderman Rice and Alderman Costello. A. No, sir.

Q. Were you there with any of them? A. I don't remember.

Q. Weren't you there with some of them on different occasions? A. I can't remember.

Q. Weren't you there with the mayor on one occasion? A. No, sir.

Q. Will you swear you were not? A. Yes, sir.

Q. Why are you so positive about that and not positive about each of the committee? A. Because, I never had any dealings with the mayor or anyone else.

Q. You did have dealings with the committee? A. No, sir.

Q. In regard to delivering this deed? A. No, sir.

Q. Not with any of them? A. No, sir.

Q. Or any thing of the sort? A. No, sir.

Q. I ask you whether you were not at the corporation counsel's office with Rice and Costello on several occasions? A. I don't remember.

Q. You remember, do you not, that one of these deeds after it was prepared was held up by the corporation counsel, because the land deeded didn't touch the street, do you remember that? A. I think there was something of that sort; I forget that.

Q. One of these deeds seems to be executed on the 6th of October and the other seems to be executed on the 9th of October. Wasn't it discovered after the first deed was drawn that the land, this acre and three-tenths, didn't touch the street anywhere? A. I don't remember that; you got the deeds there; they will answer for themselves, I suppose.

Q. Don't you remember that point coming up, that the land didn't touch the street, and the corporation counsel insisted on your deeding a right of way in order to get to it? A. I remember something of that.

Q. That was the fact, wasn't it? A. Yes, sir, something like that.

Q. So one of these deeds conveys the one and three-tenths acres and then the corporation counsel insisted on your deeding a 20-foot right of way in order to get to it, isn't that right? A. Yes, sir.

Q. Now, after that time, as I understand, this property was then yours, but you hadn't paid the heirs for it; is that right? A. Yes, sir.

Q. Do you know how much their price was for the property? A. How much their price was?

Q. Yes. A. I don't understand what you mean.

Q. I mean how much they wanted for the property. A. What they sold the property to me for?

Q. Yes. A. \$8,000.

Q. In other words all that they expected to get out of it, the four heirs; your wife and the others, was \$8,000? A. That is what they sold it to me for.

Q. And that comprised the whole four acres or between four and five acres? A. Yes, sir.

Q. And I understand you hadn't paid them for it? A. No, sir.

Q. Now do you wish to say that the deed hadn't previously been made from the heirs to the city, by which they deeded the property to the city for \$8,000? A. I know that they didn't.

Q. You know that they didn't? A. Yes, sir.

Q. You know that they hadn't previously made a deed to the city that was not delivered? A. Yes, sir.

Q. Under which they deeded it to the city for \$8,000? A. Yes, sir.

Q. Now, where was this transaction finally closed up? A. Where I got the money, do you mean?

Q. Yes. A. I got it at the city treasurer's office; City Treasurer Allen.

Q. Was it finally closed up in the city treasurer's office? A. That is where I got the money.

Q. That is where you finally got the money? A. Yes, sir.

Q. Where was the deed delivered? A. To Corporation Counsel Newell.

Q. At his office? A. Yes, sir.

Q. He was there when it was delivered? A. Well, sir, I don't remember that; I don't know whether Mr. Newell and my brother was there or not.

Q. Were any of these heirs there to receive their money? A. No, sir.

Q. You were doing the business and was simply expected to pay them their \$8,000? A. No, sir.

Q. None of them were there? A. No, sir.

Q. Who was there? A. I was there.

Q. Who else? A. I don't remember who else.

Q. Any member of the committee there? A. I don't remember that.

Q. Was Mr. Saunders there? A. I don't remember.

Q. Was the mayor there? A. Not that I know of.

Q. Will you swear that he was not there? A. I am swearing to anything I am saying now.

Q. I ask you as to whether the mayor was there at that time or not? A. I don't know.

Q. Well, who did you do the business with? A. With Mr. Newell.

Q. And with him only? A. At the time when I delivered the deed to him.

Q. The deed had been previously drawn and you took it up to him? A. Yes, sir.

Q. He had a search on this property, didn't he? A. I think he did.

Q. Did you provide him with that search? A. I think I did.

Q. When you closed this matter up at Newell's office, where did you then go after you closed it up there? A. Where did I go?

Q. Yes. A. I think I went up to my place of business.

Q. In what manner did you close it up? A. I got a warrant for \$10,000.

Q. You don't mean to say that the warrant was delivered to you at Newell's office? A. I don't remember that.

Q. Do you know what you did with the warrant? A. Yes, sir.

Q. What did you do with it? A. I had it in my pocket for a couple of weeks.

Q. For a couple of weeks? A. For a day, I don't know how long, I can't exactly say.

Q. You don't mean to say you carried that \$10,000 warrant in your pocket for two weeks? A. I may have had it three weeks; I don't know exactly how long it was.

Q. You may not have carried it for more than a day? A. Oh, I carried it more than a day, two or three anyway.

Q. What did you do with it? A. I took it over to City Clerk Allen.

Q. Do you want to swear here that you have had that \$10,000 warrant in your pocket? A. Yes, sir.

Q. And in your possession? A. Yes, sir.

Q. You are positive about this? A. Yes, sir.

Q. That is one thing you know about, that you are positive of? A. Yes, sir.

Q. That you had the \$10,000 warant delivered to you? A. Yes, sir.

Q. That that \$10,000 warrant was delivered to you and you had it? A. Yes, sir.

Q. Now, what did you do with it? A. There was a mortgage against the place.

By Chairman Lewis:

Q. There was a mortgage against the place you say?

A. Yes, sir, a mortgage against the place for \$1,660 to William H. Warner; I think that is the name, I am not certain as to the first two initials, but the last name was Warner; and I think I took that warrant over to City Treasurer Allen, and Mr. Wheeler, I drew up the check to take off the mortgage.

Q. After you had had it for sometime? A. Yes, sir, that is after I had had the warrant and he marked on the back of the check, minus the check he gave Mr. Warner, the \$1,660, and interest. That was marked on the back of the warrant.

By Mr. Lewis:

Q. Now, Mr. Hammerle, do you mean to say there ever was a \$10,000 warrant given at all? A. Yes, sir.

Q. And that the \$10,000 warrant was to your order? A. Yes, sir.

Q. You know that you carried that warrant in your pocket for several weeks you say? A. I can't say as to day or date, I carried the warrant for quite a few days.

Q. The \$10,000 warrant? A. Yes, sir.

Q. Then you took it over to Mr. Allen and he took out the amount of the mortgage? A. Yes, sir, so I understand.

Q. And gave you currency and checks for the balance; is that right? A. Not that day.

Q. As I understand, Mr. Allen gave you a check in the first place with which you paid the first mortgage, \$1,698.24, mortgage and interest; is that right. A. Yes, sir, I think it is.

Q. You gave that to Mr. Newell, didn't you? A. Yes, sir.

Q. That was for the purpose of paying the first mortgage, is that right? A. Yes, sir.

Q. Now, Mr. Allen also delivered to you a second check on the Merchants' National Bank for the balance of it, did he not, that is for a part of the balance of it? A. Yes, sir.

Q. He paid you \$2,000 in currency? A. Yes, sir.

Mr. Lewis.—I will put in evidence the stub, if your Honors please, and I will read it into the record. This is a stub numbered 8,223 of the City Treasurer's check book of the Merchants' National Bank, of Syracuse. This check is to the order of William H. Hammerle, for \$6,301.26 and it is receipted on the stub "For warrant, 5761, \$6,301.26 (which is the amount of this check), currency \$1,953.96, City Taxes \$46.04." That makes up the \$2,000.

Then it says "Paid on October 10th, \$1,698.74;" and footed up in all to \$10,000. That was given to take up warrant No. 5761?

Chairman Lewis.—How much was that warrant for?

Mr. Lewis.—That is the \$10,000 warrant which is mentioned in the resolution, drawn to the order of Hammerle for the purpose of paying for the White Oak Springs property.

Q. Then as I take it, Mr. Hammerle, the only amounts you were paid of the \$10,000 was, in the first place, \$1,698.74, which went to Warner to pay the mortgage, is that right? A. Yes, sir.

Q. And you were given a check for \$6,301.26, is that right? A. Yes, sir.

Q. And you were given \$2,000 in currency out of which you paid the city tax of \$46.04? A. Yes, sir.

Q. Now this check purports to have been drawn on the 13th of October, 1899; what did you do with that check, the \$6,000 check which has been mentioned? A. Placed it in the bank.

Q. (Presenting same) Now, this is the check, isn't it? I show you a check for \$8,223.23; that is your signature on the back of it? A. I don't see it.

Q. Right there (indicating)? A. Yes, sir, that (indicating), is.

Q. That is for \$6,301.26? A. Yes, sir.

Q. What did you do with that check? A. Put it in the bank.

Q. What bank? A. First National Bank, I think; I don't know.

Q. You mean the Merchants' National Bank, don't you? A. I think I do.

Q. You put it in the Merchants' National Bank? A. Yes, sir.

Q. And what did you do with the money after you put it in the Merchants' National Bank? A. Straightened up some debts I owed.

Q. I mean this \$6,301.26, what did you do with that money after you put it in the Merchants' National Bank? A. I straightened up some of the debts I owed.

Q. That was the money that was going to these heirs, wasn't it? A. They had nothing to do with that money.

Q. You say you hadn't paid the heirs at that time? A. No, sir.

Q. Did you give the heirs checks on the Merchants' National Bank with which to pay their share? A. Yes, sir.

Q. Have you those checks with you? A. Yes, sir.

Q. Let me see those checks. A (Witness produces same).

Q. As I understand, this money you deposited in the Merchants' National Bank you divided into four checks, did you not, into four parts, to pay the four heirs?

A. Yes, sir.

Q. And you paid to Charles F. Bronner, you gave him a check on the Merchants' National Bank for \$1,597, is that right? A. Well, read the rest of it.

Q. "Charles F. Bronner, \$1,597, in full of settlement of the Bronner estate." A. Yes, sir.

Q. And you gave to William J. Bronner, \$1,510.26, in full settlement of the Bronner estate? A. Yes, sir.

Q. You gave Jennie Hammerle, \$1,597 in full settlement of the Bronner estate? A. Yes, sir.

Q. You gave to Elizabeth C. Nies the same amount, \$1,597, in full settlement of the Bronner estate? A. Yes, sir.

Q. Now, that exhausted the amount of that check, did it not? A. I think it did.

Q. That exhausted the amount of the check you had deposited in the Merchants' National Bank? A. Yes, sir.

Q. That is the \$6,301.26? A. Yes, sir.

The four checks produced by the witness, last above referred to were marked respectively, Exhibits, 9, 10, 11 and 12 of this date.

Q. Now, those amounts added together make just the amount of this check which you deposited, do they not, \$6,301.26? A. I think it does.

Q. So that the situation was that the heirs had deeded the whole four or five acres to you, you deeded an acre and three-tenths to the city, and the heirs of the property got \$6,301.26; that is all they got out of it, isn't it, that is all the heirs got out of it? A. After everything was straightened up, yes, sir.

Q. After the mortgages was paid? A. Yes, sir.

Q. In other words, their \$1,600 mortgages was paid and they got \$6,301.26? A. From me?

Q. From you. A. Yes, sir.

Q. And the city acquired an acre and three-tenths? A. That is what I sold to the city.

Q. And you were left with the balance of the property? A. Yes, sir.

Q. Mr. Hammerle, as I understand from this stub, at the same time Mr. Allen gave you this check for \$6,301.26, he also gave you \$2,000 in money, currency, didn't he? A. Yes, sir.

Q. He also gave you \$2,000 in currency, did he? A. Yes, sir.

Q. What did you do with that currency? A. I kept it.

Q. Who was with you when you received that currency from Mr. Allen? A. I don't remember that.

Q. Why don't you remember that? A. I think that Alderman Costello went in there with me.

Q. You think Alderman Costello went in there with you? A. Yes, sir.

Q. And Alderman Costello was one of the committee, the bath house committee? A. Yes, sir.

Q. How did he happen to go in there with you? A. I happened to meet him on the way going down there and I told him I would

like to get somebody to go with me; I asked if he wouldn't go over to Mr. Allen and ask him to give me some money, and he done it.

Q. He went with you? A. Yes, sir.

Q. Who else was with you? A. That is all I remember.

Q. You went into the city treasurer's office? A. Yes, sir.

Q. And the city treasurer made out these checks, made out this last check and gave you \$2,000 in currency? A. No, sir.

Q. What did he do then? A. He gave me \$2,000.

Q. You mean he had given these checks previously? A. I don't remember that, the checks will show for themselves.

Q. The first check is dated October 10th, which is to the order,—A. (Interrupting) I don't remember that.

Q. This first check is No. 8,215, and it is dated October 10, 1899, directed to the Merchants' National Bank, "Pay to the order of J. C. Newell, corporation Counsel, \$1,698.74." That check was to pay the first mortgage to Mr. Warner? A. Yes, sir.

Q. That had been given on October 10th, 1899? A. Yes, sir.

Mr. Lewis.—I will put this in evidence. This is No. 8,223, dated October 13, 1899: "Pay to the order of William H. Hammerle \$6,301.26." Directed to the Merchants' National Bank and signed E. F. Allen, city treasurer.

The checks last above referred to were offered in evidence and marked respectively, Exhibits 13 and 14 of this date.

Q. So I take it, Mr. Hammerle, that on the 13th of October, 1899, you and Alderman Costello went into the treasurer's office? A. No, sir.

Q. When was it? A. I don't remember the day and date.

Chairman Lewis.—There was a time when you went in together, the date is unimportant.

The witness.—Yes, sir.

Q. On that occasion, the city treasurer gave you a check and \$2,000 in currency? A. No, sir.

Q. Then he gave you the money; you say he had previously given you this check? A. I don't remember whether he gave me a check first or the \$2,000 first.

Q. They were on different occasions, were they? A. Yes, sir, they were on different occasions.

Q. You told us what you did with the check; now what did you do with the \$2,000 in currency? A. Used it in my business.

Q. First you paid \$46.04 for city taxes, didn't you? A. Yes, sir.

Q. Was it paid to you in bills? A. Yes, sir.

Q. Where did you put it? A. Put it in my pocket.

Q. Where did you take it to? A. Went up to the shop.

Q. You took it into your shop? A. Yes, sir.

Q. For what did you use it? A. Different things.

Q. For what? A. I blew it in.

Q. What did you mean just now when you said you used it in your business? A. I used some of it in my business.

Q. And now you say you blew it in? A. I blew some of it in.

Q. How much of it? A. I didn't keep track of it.

Q. Where did you blow it in? A. All over.

Q. What do you mean by "all over;" give us an idea of it, Mr. Hammerle?

Mr. Trainor.—You haven't got to answer such a question, Mr. Hammerle. He said he spent it and it is none of your business how he spent. If you want to know if he gave it to any officials, why don't you ask him.

Chairman Lewis.—Let him tell what he did with it.

The witness.—I blew it in.

Q. Where, in what way? A. Every way, girls, wine and everything.

Q. So you pretend to say that is the way you spent this \$2,000? A. Yes, sir, a good share of it.

Q. Are you in the habit of spending large sums of money in that way, up to \$2,000? A. Yes, sir.

Q. Did you ever spend \$2,000 in a lump, in the same way before? A. No, sir, never before in my life.

Q. Wasn't it first arranged between you and Alderman Costello and others that that \$2,000 was to be taken down and deposited in Mr. Matty's safe? A. Not that I remember of.

Q. You would remember it if it was, wouldn't you? A. I think I would if it was so.

Q. Was anything said to you in regard to that, that that \$2,000 was first to be taken down there? A. No, sir.

Q. It wasn't taken down there, you say? A. I don't know anything about that; I don't know anything about whether it was taken to Matty's or not; I know what I done with it.

Q. You know what you did with it? Yes, sir.

Q. You spent a part of it there, didn't you? A. No, sir.

Q. What did you do with it? A. I blew it in.

Q. Where? A. All over.

Q. I want to know where you spent \$100 of that money. A. Oh, at different places.

Q. Where? A. I couldn't name all the places I have been in.

Chairman Lewis.—Name some of them.

The Witness.—Hammerle, Burns, Morrissey, Stoup, Webber, Powers, Tom O'Brien, Adam Listmann, George Young, John Dorr, Charlie King, at Cicero, Caffery, at Fulton, Plummer, at Fulton, Schuermann, at East Syracuse, Byrne & Kelly, in Utica,

William Klein, George Wells, Frank Halligan, Harvey Earnst, Joe Ladue, Frank Malone, George E. Yoe, Mile Walsh, Sam Demsey, Ryan Brothers, Thompson and Meehan.

Q. Who are those people, Mr. Hammerle? A. Mostly all saloon keepers.

Q. What you mean to tell this committee is that you took that \$2,000 and simply spent it in these different places? A. I spent it all over.

Q. In these places? A. Some of them.

Q. Well you spent part of it in each of them; is that what you mean? A. Oh, I have been in different places besides that.

Q. How long did it take you to spend that \$2,000? A. I ain't through spending it yet.

Q. You have got some of it still? A. Yes, sir.

Q. Where do you keep it? A. Up in my shop.

Q. You mean you have got a depository up there where you kept that money, that \$2,000? A. Yes, sir, part of it.

Q. That is, the part that isn't yet spent, is that right? A. Yes, sir, I have got some of it here in my pocket now.

Q. Did you let Alderman Costello have any of that money? A. No, sir.

Q. When that money was paid over the counter, did Alderman Costello take it first? A. No, sir.

Q. Who was it paid to? A. It was paid directly to me.

Q. What was he there for then? A. To identify me to Mr. Allen, that I was the man.

Q. Mr. Allen knew you, didn't he? A. No, sir.

Q. You had known Mr. Allen, hadn't you? A. By sight.

Q. And that is all? A. That is all.

Q. Hadn't you been in the city treasurer's office before? A. Once, I think, before that.

Q. Do you mean to say to this committee that you didn't know Bert Allen, Mr. Hammerle? A. Yes, sir.

Q. And that he didn't know you? A. Yes, sir.

Q. Who paid it to you? A. Mr. Wheeler.

Q. The deputy? A. Yes, sir.

Q. It was paid to you in currency? A. Yes, sir.

Q. And Mr. Allen was there, was he not, and took out the amount due for city tax, some forty odd dollars? A. No, sir.

Q. How many times has the Alderman been with you to the corporation counsel (Mr. Newell)? A. I don't remember that; I think he was there twice or once, or three times; I don't exactly remember about that.

Q. Was Alderman Saunders there at Mr. Newell's office? A. Not that I know of.

Q. Was he ever there? A. Not that I know of.

Q. Or Alderman Rice? A. Not that I know of.

Q. Was he ever there? A. Not that I know of.

Q. You knew the alderman had been running up to the corporation counsel's office day after day to see if those deeds were prepared? A. I don't know anything about that.

Q. Do you want to swear that you were never there with any other than Alderman Costello? A. Yes, sir.

Q. How many times did you go there with Alderman Costello? A. I don't remember.

Q. How many times did you go in there to hurry up these deeds, hurry up the search? A. I don't remember that.

Q. And did you make the remark there, either there or at any other place on several occasions, that the aldermen and the mayor wanted that hurried up? A. I don't remember.

Q. And that they were to get \$500 apiece out of that \$2,000. A. No, sir.

Q. Or that a newspaper published in Syracuse was to receive \$500 out of that \$2,000? A. No, sir.

Q. Did you make any remark of that kind, Mr. Hammerle? A. Not that I remember.

Q. In anybody's presence? A. Not that I remember.

Q. You will swear you didn't? A. Yes, sir.

Q. Why do you say you don't remember that; if it is not so why don't you say, it is not so? A. Well, I don't know, I can't remember, that is all.

Q. Then I want to ask you the question plainly; did you have any understanding or did you ever hear it talked in any way that the \$2,000 was to be divided between the three alderman who were on that committee and the newspapers published here in the city of Syracuse, in which the mayor was interested? A. No, sir.

Q. Did you know that the mayor went over to the corporation counsel's office? I don't remember.

Q. Didn't he go there with you? No, sir.

Q. You saw him there, didn't you? A. I don't remember.

Q. Now, will you swear you didn't see him in the corporation counsel's office? A. I don't remember; I can't recollect.

Q. Do you know where the mayor signed the warrant, that \$10,000 warrant, which you received? A. No, sir, I never seen him.

Q. Who gave it to you? A. I don't know whether Mr. Newell gave it to me, or who it was; I think he did.

Q. You got it out of the corporation counsel's office, did you not? A. Yes, sir.

Q. And you will swear you never met any of those gentlemen there except Alderman Costello, will you? A. Yes, sir.

Q. Where did you meet them besides in the corporation counsel's office? A. On the street.

Q. This was talked on the street? A. Yes, sir.

Q. And that was the place where you made your bargain for the sale and delivery of this property, on the street, is that right? A. I don't remember that, where the first transaction took place.

Q. Mr. Hammerle, what was the reason that on the 15th of September, after this resolution was passed by the common council to buy that property, what was the reason the heirs deeded it to you and you deeded it to the city? A. Because I bought it of them.

Q. That does not answer the question. You were negotiating its sale; now, why did the heirs deed that property to you and then you sold it to the city? A. They wanted to sell it and I bought it of them.

Q. Is that the only answer you can make to that question? A. Yes, sir.

Q. Why didn't the heirs, when that resolution was passed, why didn't your wife and the heirs deed the property direct to the city of Syracuse? A. I can't answer that.

Q. After the resolution was passed for the purpose of buying this property, it appears that the heirs deeded to you, and then you got \$2,000 bonus out of this deal? A. Yes, sir.

Q. And that you only deeded to the city an acre and three-tenths, and reserved the rest of it? A. Yes, sir.

Q. Can you explain to this committee any more fully what the reason was for that? A. No, sir.

Q. Did you ask them to do it? A. Yes, sir.

Q. You asked them to deed it to you? A. I asked them,—I wanted to buy the place.

Q. After they agreed to sell it to the city? A. They never agreed to sell it to the city.

Q. After the common council had passed the resolution to buy it? A. No, sir.

Q. You knew the report had come in to buy that property? A. I knew nothing about it.

Q. You knew the city was talking about buying it? A. I don't remember about that.

Q. Can't you explain any more fully, why they should deed this property to you and you should deed it to the city? A. Why, I bought the property of them.

Q. They only expected and only wanted \$8,000 for the property, is that right? A. That is what they sold it to me for.

Q. That is all they wanted from anybody for it, wasn't it? A. I suppose they were willing to get all they could get.

Q. Now, I will go back and ask you the other question, that is, if, in the first place, they didn't make a deed themselves to the city, before they deeded it to you? A. No, sir.

Q. But it was understood between you and the committee and the mayor, was it not? A. No, sir.

Q. On buying this property, it was understood, was it not, that the heirs owned it and that they were buying it from those heirs? A. No, sir.

Q. Who first suggested that these heirs should deed the property to you? A. I went to the heirs and I told them I would like to buy the property, I think, and they asked me what I would give them for it; I told them—I told them to get together and set a price on it and they done it, and I took a deed of the property of them, bought the property from them.

Q. For \$8,000? A. Yes, sir.

Q. One of them was your wife? A. Yes, sir.

Q. And you had been negotiating this sale all summer, had you not? A. No, sir.

Q. At the time you went to the heirs and bought this property, on the 15th of September, had you any talk with the mayor, or with the committee of the common council in regard to selling it? A. No, sir.

Chairman Lewis.—Or with any member of the common council? A. I don't remember that.

Q. Do you mean to say, as a business proposition here, that when you bought the property of these heirs and agreed to pay them \$8,000, you didn't know what you were going to do with it? A. I bought it on speculation.

Q. You didn't know you were going to sell it to the city at that time? A. No, sir.

Q. You didn't know what you were going to do with it? A. No, sir.

Q. You bought it on speculation? A. Yes, sir.

Q. You didn't pay them a dollar for it until you gave them these checks? A. They took my word for it.

Q. You didn't give them a dollar until you paid these checks, did you? Did you pay them anything until you gave them these checks? A. I don't remember that.

Q. These checks are for the full purchase price, are they not; these checks are for their whole \$8,000, less the amount of the mortgage? A. For the balance I owed them, yes, sir.

Q. So you hadn't paid them anything until you got your money from the city, is that right? A. Yes, sir.

Q. At the time you bought this property you had no money to pay them, did you? A. I had a little.

Q. You couldn't have raised enough money to pay them this \$6,000 less the amount of the mortgage? A. Yes, sir, I could get it.

Q. Why didn't you pay them? A. They took my word.

Q. You simply bought it on credit and agreed that you would pay for it? A. I bought it on speculation.

Q. You bought it in anticipation of selling it to the city? A. Yes, sir.

Q. Was there any talk about selling it to the city of Syracuse? A. Not that I remember of.

Q. You sold it to the city in October, or on the 18th of September,—the deed to you seems to be on the 15th, the first deed to the city is dated on the 18th of October so that the deeds are dated on the 18th. Now I take it that this whole transaction must have taken place within two or three days, did it not? A. No, sir.

Q. You had sold it to the city three days after it was deeded to you? A. No, sir.

Q. How long before you did sell it to the city? A. I don't remember that.

Q. These deeds seem to be dated on the 18th and one of them is acknowledged on the 9th of October and the other is acknowledged on the 6th of October, so that from the middle of September, the time you got your deed, until these deeds were acknowledged, as I understand you were then selling this property to the city, is that right? A. I think it was; I don't remember.

Q. Who did you talk with about selling it? A. Different ones.

Q. You have named the ones you talked with, they were different aldermen, members of this committee? A. No, not necessarily; I talked with outsiders, anybody, friends of mine, asked them to work for it and agitate the buying of it, this White Oak Springs.

Q. When you came to sell this property to the city it was mapped by the engineers, was it not? A. I think it was.

Q. Now, Mr. Hammerle, the engineers had been down there mapping this property along in the middle of the summer, hadn't they, when they talked about buying it? A. I don't remember about that.

Q. Don't you know that Mr. Higgins had been down there and surveyed it? A. He was.

Q. And made a map of it? A. Yes, sir.

Q. And he had that map in Newell's office, didn't he? A. I think he did.

Q. So you knew then the city was contemplating buying this property? A. I don't know, sir.

Q. You knew they surveyed it and mapped it, didn't you? A. I don't remember that; I don't know how that was.

Q. You knew the common council had passed a resolution to buy it? A. I don't remember anything of that kind.

Q. Now, when you came to sell this property to the city you sold them an acre and three-tenths, is that right? A. Yes, sir.

Q. And you sold them also a right of way to get to it from Spencer street, across the rest of it? A. I gave them that.

Q. And you retained the balance of this property? A. Yes, sir.

Q. How long did you hold the balance of this property? I don't remember that; I can't remember the days and dates.

Chairman Lewis.—You don't own it now, Mr. Hammerle?

The witness.—No, sir.

Q. Do you remember when you sold it? A. I do not; I think it was in December, I am not certain.

Mr. Lewis.—I will put in evidence, if your Honors please, another deed made the 28th day of November, in the year one thousand eight hundred and ninety-nine, between William H. Hammerle and Jennie Hammerle, his wife, and Christian B. Snyder, of the city of Syracuse, in consideration of the sum of \$1. which deed conveys property on lot 302, on Marsh lot 36, in the city of Syracuse, described as follows: Here follows a description of the remaining portion of this property, between four and five acres, which is recorded in Onondaga county clerk's office on the 7th day of December, 1899, in book 311 of deeds.

Q. So I take it you held the balance of that property, Mr. Hammerle, until fall, until the date of that deed, did you? A. I think I did.

Q. In December, and then you conveyed it, your wife joining in the deed, to Snyder? A. Yes, sir.

Q. How did you come to convey that property to Snyder? A. He bought it of me.

Q. How did he negotiate with you? A. He knew I had this property over there and knew it was for sale.

Q. He came to you to buy it? A. Not necessarily, no, sir.

Q. Did he? A. No, sir.

Q. Snyder never saw you about buying it, did he? A. No, sir. not directly came to buy it of me.

Q. Who did? A. Nobody.

Q. Who is Snyder? A. Chris. Snyder?

Q. Yes. A. He is a friend of mine.

Q. What is his business? A. He is a horse man.

Q. Where does he have his place of business? A. Why, all over; he travels all over; that is as much as I know; I have met him in Geneva and in Rochester.

Q. He works for Alderman Matty, doesn't he? A. Not that I know of.

Q. A partner of Matty's, isn't he? A. No, sir.

Q. You have seen him in Matty's place? A. Yes, sir, drank with him there.

Q. You have seen him assisting Matty down there? A. No, sir, never.

Q. You knew he was connected in business with Maty, didn't you? A. No, sir.

Q. Did he come to you for the purpose of buying this property? A. No, sir.

Q. I mean Snyder? A. No, sir.

Q. Did anybody come near you to buy it? A. No, sir.

Q. So I take it you never made any bargain with Snyder to buy it? A. No, sir.

Q. In regard to selling it to him? A. No, sir.

Q. But you finally deeded the property to him? A. When I sold it to him.

Q. In consideration of \$1. A. And others, one dollar or more.

Q. One or more dollars? A. Yes, sir.

Q. Where did you deliver the deed to him? A. Why, I think we were in Jim Devine's office; I am not certain.

Q. Who was there to receive the deed? A. I don't understand you.

Q. Who did you give the deed to after you signed it? A. To Chris. Snyder.

Q. Was he there? A. Yes, sir; I think so.

Q. Well, was he? A. Yes, sir.

Q. Will you swear that Snyder was at Devine's office when you delivered that deed to him? A. When I delivered that deed to him?

Q. Yes. A. I don't know what you mean; I signed a piece of paper up there, if you call that a deed.

Q. You and your wife signed a deed of the rest of the White Oak Springs property, didn't you? A. Yes, sir.

Q. And the attorney, Mr. Devine, drew the deed for it? A. Yes, sir.

Q. You went up to Mr. Devine's office, you and your wife, and signed and acknowledged that deed, didn't you? A. Me and my wife?

Q. Yes. A. No, sir.

Q. Your wife signed it somewhere? A. Yes, but she didn't sign it in Devine's office.

Q. Where then? A. At the house.

Q. Where did you sign it? A. In Devine's office.

Q. Then, they took the deed up and your wife signed it and acknowledged it and then you signed it in Mr. Devine's office and acknowledged it; did you not? A. Yes, sir.

Q. Where did you give that deed to Snyder? A. Well, I think Devine gave it to him.

Q. So Snyder was in that office? A. Well, there was a man there by the name of Snyder.

Q. You don't know whether it was Snyder or not? A. I think it was.

Chairman Lewis—Was it your friend Snyder?

The Witness—I think it was my friend Snyder.

Q. You had seen Snyder, you say, at Geneva and at Rochester, and all over, with Matty's horses? A. No, sir.

Q. You had seen him at different places? A. Yes, sir.

Q. You knew him well? A. Yes, sir.

Q. Then why did you say there was a man up there and you think it was Snyder? A. Why, it might be a ghost; I don't know.

Q. You want to tell this committee that it may not have been Snyder and it may have been him? A. I am saying it was Snyder.

Q. Do you mean Mr. Snyder was at Devine's office? A. Yes, sir.

Q. He was. A. Yes, sir.

Q. You delivered that deed to him? A. If I didn't, Devine did.

Q. He was there and received the deed anyway? A. Yes, sir.

Q. Did he pay you any money? A. No, sir.

Q. Had you ever seen Snyder before in the transaction? A. Yes, sir.

Q. Where had you seen him before that? A. At different places.

Q. I mean in this transaction; had Snyder ever talked with you before in regard to it? A. In what transaction?

Q. In regard to buying the place, the White Oak Springs property? A. No, sir.

Q. You had never spoken with Snyder before about it? A. That is before that day, do you mean?

Q. Yes. A. Yes, sir.

Q. Where? A. At different places.

Q. In regard to buying it? A. Yes, sir; he came to me one day and he says: "I hear you are going to sell the rest of that land over there." I says, "Yes, if I get my price for it." He says, "What do you want for it?" So, I told him, and he says, "I will let you know about it"; he says "Don't sell it to anyone until I see you again." Well, it ran along a few weeks and I happened to meet Mr. Snyder and I says to him, "Say," I says, "If you want

that property you will have to come and get it, for I have got other buyers.”

Q. Where did you meet him? A. I met him on Warren Street bridge, to the best of my recollection.

Q. What did you say to him? A. He said he would think it over and I told him I would hold until I heard from him again.

Q. A while after that he came and bought it? A. Yes, sir.

Q. How much did he pay you for it? A. One dollar or more.

Q. Then he paid nothing for it? A. Oh, yes, he did. I don't know as I am obliged to answer that. Am I, Mr. Chairman?

Chairman Lewis.—The committee will have to insist upon an answer to that question.

The Witness—Well, then, I don't remember.

Q. Do you want to say here you don't remember what Snyder paid you for that property? A. Yes, sir.

Q. What you mean to say is he paid you what the deed says, a dollar, is that it? A. I don't remember that.

Q. Was it one dollar or \$500, that he paid you for it? A. I don't remember.

Q. Was it \$400 or \$300 that he paid you for it? A. I can't answer that.

Q. Yet, you say Snyder had come to you to buy this property and you had told him he would have to hurry up because other parties wanted it; you mean by that you had other buyers for it? A. Yes, sir.

Q. Other people were negotiating for this property? A. Not necessarily; no, sir.

Q. No other people had come to you to buy this property, but you told Snyder you had other buyers for the property? A. Yes, sir.

Q. And that he would have to hurry up? A. Yes, sir.

Q. Did you talk with Snyder anything about how much he was to pay you for it? A. I don't remember that.

Q. Was anything said about it, anything about how much he was to pay you? A. No, sir.

Q. What offers had you had for it? A. I don't remember, I had so many of them.

Q. Do you mean to say that you had had any offers for the rest of that property? A. I think I did.

Q. Who had offered you anything for it? A. Yes, sir.

Q. Who, I said? A. Well, John Doe.

Mr. Lewis.—I don't want any such answer as that on this record, if your honors please.

By Chairman Lewis:

Q. Is there such an individual as John Doe, Mr. Hammerle? A. I don't remember.

Q. Now, Mr. Hammerle, I think you will find that it will pay to be entirely frank with this committee. A. I am trying to be.

Q. As a matter of fact did you have any individual come to you and ask you to sell that piece of property? A. I think I did.

Q. Will you state the name of one such individual? A. I can't do that.

Q. You can't do that? A. I can't remember the names.

Q. Did you remember the occasion of an individual talking to you about buying your property? A. Oh, there was different people.

Q. Can you state the name of any one of those different people? A. They were different ones who had been wanting to buy it.

Q. Who were some of them? A. Well, my brother-in-law for one.

Q. What is his name? A. Charles F. Bronner.

Q. He was one of the heirs to the Bronner estate? A. He was, yes, sir.

Q. What part did he want to buy, Mr. Hammerle? A. He wanted a corner lot there.

Q. Did you have any talk with him about the consideration to be paid for it? A. No, sir, I told him if I sold at all I would want to sell the whole of it.

Q. Who else was there? A. I can't remember.

Q. Was there any one else, Mr. Hammerle? A. I don't think so; I am not certain.

Q. Charles F. Bronner didn't want to buy it all, did he? A. No, sir.

Q. Did you make a price to anybody for that whole piece of property? A. No, sir, not exactly.

Q. You remember you said a few moments ago that you told Snyder he would have to do better by you than others would do if he got the property? A. I don't know that I said "than others would do."

Q. What did you say? A. I said I thought there were others looking for it and if he wanted it he would have to—

Q. (Interrupting) Did you, as matter of fact, ever put a price on that property to any one, Mr. Hammerle? A. No, sir.

Q. Did Snyder make an offer to you for it? No, sir, he didn't.

Q. Did you ever name a consideration to Snyder for which you would sell the property? A. Yes, sir.

Q. What was the consideration? A. Am I obliged to answer that?

Q. Yes, I think you are. A. Well, I decline to answer it.

Q. For what reason do you decline to answer it? A. I don't

think I am compelled to state about private business, private transactions; it is a business deal and it was a speculation.

Q. And do you claim your privilege here, Mr. Hammerle? A. My what?

Q. Your privilege? A. I don't understand you, Mr. Lewis.

Q. I will try to make myself plainer. Do you decline to answer for the reason that your answer might tend to convict you of a crime? A. Oh, no, I am not afraid of that at all.

Q. You don't claim any such privilege as that as your reason for refusing to answer? A. No, sir.

By Mr. Trainor:

Q. You just consider it your private business and none of the business of the committee? A. Yes, sir.

Q. And for that reason you won't answer? A. Yes, sir.

By Chairman Lewis:

Q. Would your answer, if you gave an answer, tend to incriminate or degrade you in the eyes of the public? A. Now you have the best of me.

Q. You understand that, don't you? A. I do not.

Q. You know what "incriminate" means, don't you? to convict you of a crime. A. I don't want you to think I am belittling you, Mr. Lewis.

Q. You won't belittle us, Mr. Hammerle? A. I don't understand the meaning of that. I am honest and candid about this, and I do not understand it.

Q. If you were to answer that question, would it in any way tend to disgrace you or make you liable to punishment in a criminal case? A. No, sir.

Q. And is that the reason why you decline to answer the question for fear it might? A. No, sir.

Q. Have you been advised by counsel not to answer that question? A. No, sir.

Q. You don't refuse to answer then under advice of counsel? A. I don't understand it.

Q. You haven't been advised by counsel not to answer that question? A. No, sir.

Q. Then the reason you refuse to answer is not because you have been advised by counsel not to answer, or, in other words, you don't refuse to answer because some lawyer has advised you not to answer? A. No, sir.

Q. What was the consideration that Mr. Snyder paid you for the property? A. I don't know what you are getting at.

Q. How much money did Mr. Snyder give you for the property? Don't tell me you don't understand that. A. Well, I decline to answer that.

Q. I see, you decline to answer that for the same reason? A. The same reason as what?

Q. For the same reason you refused to answer the former question? A. I don't know what the former question was any more now.

Q. Have you been advised by counsel not to answer this question. A. No, sir.

Q. Do you decline to answer for the reason your answer might tend to incriminate or degrade you? A. No, sir.

Q. Will you tell the committee what you held that property at; what you valued it at? A. No, sir.

Q. You have no opinion of what it was worth? A. No, sir.

Q. Do you know anything about the market value of that piece of property? A. I do not.

Q. Are you aware that by declining to answer the questions of this committee you subject yourself to liability to punishment for contempt? A. Yes, sir.

Q. You are aware of that fact? A. Yes, sir.

Q. And you still decline to answer? A. I was told that from Mr. Lewis; he told me that when he sent for me.

Q. You still decline to answer, knowing that by refusing to answer you subject yourself to liability to punishment for such refusal? A. Yes, sir.

Q. Is there some person you are trying to protect in this matter, Mr. Hammerle? A. No, sir.

Q. Your transaction with Snyder was entirely open and above board, was it? A. Yes, sir.

Q. And still you refuse to say what Mr. Snyder paid you for the property? A. Yes, sir.

Chairman Lewis.—Now, I will ask the stenographer to repeat the questions which the witness declined to answer in order that we may have his refusal specifically upon the record.

(The questions were repeated as follows):

“Q. What was the consideration that Mr. Snyder paid you for the property? A. I refuse to answer.

“Q. How much money did Mr. Snyder give you for the property; don't tell me you don't understand that? A. I refuse to answer.”

Chairman Lewis.—The committee directs you to answer.

The witness.—I refuse to answer.

By Mr. Lewis:

Q. How long have you known Chris Snyder? A. About ten years.

Q. During that time you have seen him frequently, have you not? A. Yes, sir.

Q. Where have you generally seen him? A. On the street.

Q. Where has been his place of business generally during that time? A. I suppose his business is all over; I never asked the man where his place of business was.

Q. You know that one of his places of business was in a gambling room, do you not? A. I don't remember that.

Q. You have been in a gambling room of which he was a part proprietor, have you not? A. I don't remember that.

Q. Haven't you? A. I don't remember.

Q. You have seen him in those places? A. I don't remember ever seeing him there.

Q. Do you mean to state to the committee that you never saw him in any of those places? A. I don't remember.

Q. You know, do you not, that he has for some years carried on a gambling room in the city of Syracuse, as part proprietor? A. I don't know anything about that, sir.

Q. Is that as true as anything else you have sworn to on this record, that you don't know what this man's business is? A. I don't know what this man's business is.

Q. And yet you have known him for ten years? A. Yes, sir.

Q. Known him well? A. Yes, sir.

Q. He lives on Laurel street? A. I don't know where he lives.

Q. The place you generally met him has been on the street? A. Yes, sir.

Q. And in the saloons? A. Yes, sir.

Q. In what saloons? A. Principally in Matty's saloon.

Q. Principally in Matty's? A. Yes, sir.

Q. In other saloons? A. Yes, sir.

Q. Where have you met him nights? A. I don't know where I have been nights, to speak to him.

Q. Well, afternoons then? A. About noon hour I used to be down in Matty's place to get dinner myself and I seen him there, and also down in Harvey Young's.

Q. You have seen him doing work there in Matty's saloon, have you, apparently as part proprietor? A. Not that I remember.

Q. Where was the first place he mentioned to you anything in regard to buying this property? A. I think it was here on that Warren street bridge.

Q. That was the first talk you had with him about it? A. Yes, sir.

Q. That was the talk you just told me about here? A. Yes, sir.

Q. You told him he had better hurry up if he wanted to buy your property? A. Yes, sir.

Q. That somebody else would get the property? A. Yes, sir.

Q. You told him that, did you? A. Yes, sir.

Q. How long after that did you go up to Mr. Devine's office and

make the deed? A. I can't tell you that. You may think I am throwing you off, but I don't remember.

Q. I want to know if some time elapsed or not; was it a few days or a week? A. Some time may have elapsed.

Q. And in the meantime did you see him anywhere? A. I don't remember.

Q. Did he tell you what he wanted to do with the property? A. He asked me whether it would be a good place to put up a building there and run a store, and I thought it was, and I told him I thought it would be a very good investment.

Q. To run a store down there? A. Yes, sir.

Q. Did you think there was any necessity of a store over there on the marsh, by the lake? A. Yes, sir.

Q. And Chris Snyder asked you if you thought it was a good place to run a store? A. Yes, sir.

Q. Did you apprehend that Chris Snyder was going into the furniture business there? A. I don't know what business he was going into; I didn't ask him that, it was none of my business.

Q. Before that time did you see a communication, which was published, from the mayor of Syracuse, in which he called attention to the fact that that property adjoining the acre and three-tenths could be bought by the city for a public park? A. No, sir.

Q. Did you have any knowledge at that time of a communication from the mayor in which he called attention to the fact that that property could be bought by the city for a public park? A. No, sir, if I did I would have never sold it to anyone.

Q. You would have held it, wouldn't you. Yes, sir.

Q. You knew, did you not, that there was an appropriation year by year for the purpose of this bath property? A. I don't know anything about that; I didn't follow up legislation at all.

Q. Had anyone ever suggested to you that you had better hold that property and keep it? A. No, sir; no advice from anyone.

Q. Either from the committee or the mayor? A. No, sir.

Q. Had anyone suggested to you afterwards that you had better deed this property to Snyder, except Snyder himself? A. No, sir; nobody.

Q. Nobody spoke to you about it only Snyder? A. Nobody; not even Snyder.

Q. You suppose Snyder was buying this property for his own purpose? A. I believe he is; I know he is.

Q. Did you ever have it intimated to you, or did you ever understand in any way that Snyder was simply taking this property to hold in trust for somebody else? A. No, sir.

By Chairman Lewis—When were you subpoenaed to appear here, Mr. Hammerle? A. Yesterday, I think.

Q. At what time? A. I don't know exactly the time, Mr. Chairman.

Q. Was it in the morning or the afternoon? A. It was in the morning.

Q. Do you remember who you have talked with since that time, outside of this committee? A. Yes, sir, the man that served the subpoena on me; I think he was Mr. John Kratz; he told me that Mr. Lewis would like to see me as quick as I could come over to his office.

Q. After you were served with this subpoena, did you consult any lawyer or any city official? A. No, sir; not outside of Mr. Lewis.

Q. Have you talked with any person as to how you should testify in this investigation? A. No, sir; not outside of Mr. Lewis; I will say that he is the only man who told me or wanted to tell me how to testify here.

By Mr. Lewis:

Q. You came to my office and talked with me, did you not A. Yes, sir.

Q. I asked you about the same questions that I have asked here, didn't I? A. A few were different; you made a proposition there to me.

Q. What proposition? A. You made a proposition to me.

Q. What is it; go on and tell the committee? A. You wanted to know if I would make a statement and that you would see everything was all taken care of and nobody would be called up.

Q. Didn't I tell you if you told this thing straight, that that was all this committee wanted? A. Yes, and I would never be prosecuted if I was in it.

Q. Did I say a word to you about your being prosecuted? A. You know, Mr. Lewis, that you wanted me to make a statement.

Q. Telling the truth about it? A. Yes, sir; telling the truth, and I done it; I made a statement to you and you said you didn't believe it; I made the same statement here this morning.

Q. The whole thing right through? A. Almost the whole business; there is a few little things that was left out.

Q. I wish you would state them if there is anything that was left out? A. I wouldn't want to; it would be bad for me; I wouldn't want all these people to go home and tell that I did such things. You assured me, or as much as assured me, that if I would come out and make a statement convicting people, I was to be looked after.

Q. What people did I say; I wish you would state just what I said up there? A. You said to me, you told me that Saunders,

Costello and Rice, and a certain paper in this town got \$500 each, and you told me if I would make a statement about it and tell the truth that you would see that I wouldn't have anything done to me; I told you that and I told you the truth there, and I told you the truth this morning here.

Q. You have told the truth here now, have you? A. Yes, sir.

Chairman Lewis—Has any person advised you to say you don't remember in answering these questions.

The Witness—No, sir.

By Mr. Kelsey:

Q. In answering the questions of the Chairman, did anybody here indicate to you whether you should answer yes or no? A. You might understand it so.

Q. When you were hesitating about answering, did anybody indicate to you by either a gesture or nod of the head whether you should answer it or not?

Mr. Trainor—Oh, I did, when I thought he shouldn't answer.

By Mr. Lewis:

Q. Mr. Hammerle, I want to ask you this question: Yesterday afternoon, Mr. Kratz served this subpoena on you? A. Yes, sir.

Q. He told you I would like to see you at my office, did he not? A. Yes, sir; he did.

Q. You came over to my office, did you not? A. Yes, sir.

Q. And had a long talk with me about this proceeding, did you not? A. Yes, sir.

Q. I went over the whole of it from the first to the last, didn't I? A. Yes, sir.

Q. You told me that Mr. Devine was your lawyer or counsel in the matter? A. Yes sir.

Q. I told you that you had better see Mr. Devine in regard to it, didn't I? A. Yes, sir.

Q. That you had better go and see him and talk it over with him? A. Yes, sir.

Q. I asked you all these questions that have been asked here this morning, didn't I? A. Yes, sir.

Q. I want to know what there is about this; I asked you all these questions that have been asked here, did I not, Mr. Hammerle? A. Yes, sir.

Q. And if that \$2,000 wasn't distributed in the way in which I have indicated here, didn't I? A. I don't know what you have indicated here.

Q. That is, if this \$2,000 wasn't distributed to the three aldermen and to the newspaper that I have indicated, didn't I? A. Yes, sir.

Q. Didn't I tell you that had had better see your lawyer in regard to it before you testified? A. Yes, sir.

Q. That you had better talk with him? A. Yes, sir.

Q. Before you went on the stand to testify, to-day? A. Yes, sir.

Q. Didn't I tell you that? A. Yes, sir, and you wanted me to make a statement.

Q. Didn't I tell you if you went on the stand and told the truth in regard to this transaction that I didn't see how you could be hurt in the matter? A. You said if I got on the stand and told the truth, as you say, in the matter, that there wouldn't be any harm come to me, and if I didn't I would be painted a liar in all the papers there was in the city; aren't those the words?

Q. I don't remember any such words, and you don't either. A. I certainly do, Mr. Lewis.

Q. Whether you remember any such thing as that or not, I don't remember it; anyway, we had quite a long talk in regard to this, didn't we? A. Yes, sir.

Q. I told you if the truth was told in the matter I didn't see how it could hurt you, anyway, if you told the truth in regard to it? A. Yes, sir, you did.

Q. I told you that you had better see your lawyer before you went on the stand? A. Yes, sir.

Q. You went and saw your lawyer, did you? A. Yes, sir.

Q. You saw Mr. Devine, didn't you? A. Yes, sir.

Q. You were in consultation a long time, weren't you? A. Not a long time, no, sir.

Q. You were in consultation with him in regard to it, in consultation with your lawyer? A. Not about that; I went there to see him about my wife being subpoenaed down here; I asked him to go and see you and see what you wanted of her.

Q. In regard to your wife coming here because she was ill, that was it, wasn't it? A. No, she is not ill; I didn't make that excuse at all; my wife is not ill.

Q. Do you mean to say that you didn't tell Mr. Devine that your wife was ill? A. I mean to say, I didn't say that to Mr. Devine, and that Mr. Devine didn't tell you that either.

Q. That is the excuse that was given to me. A. She is not ill at all. Devine came back and said that all you wanted to know of her, was whether they refused \$8,000 for that place or not, and I told you as you were going down on the elevator, if I am not mistaken "that I will swear to that," and you said "that is all I want and your wife need not come down."

Q. There was something said about her being ill, wasn't there? A. No, sir.

Q. It was one of your sisters then that was ill? A. Well, that is different; but not my wife, Mr. Lewis.

Q. And I asked you in regard to the checks that were given, did I not? A. Yes, sir.

Q. And in regard to every feature that has been examined about here didn't I? A. Yes, sir.

Q. And you told me you would bring those checks down here? A. Yes, sir.

Q. And also in regard to Snyder? A. Yes, sir.

Q. And you talked with Mr. Devine about it afterwards, your counsel, did you not? A. About some of it; not all of it.

By Chairman Lewis:

Q. Mr. Hammerle, how do you reconcile your statement a few moments ago, that you had no conversation with any lawyer after receiving your subpoena? A. Outside of Mr. Lewis.

Q. Now, you say you did have a conversation with Mr. Devine? A. I did, as he told me, to go there and see Mr. Devine.

Q. Then you did have some conversation with him? A. After I saw Mr. Lewis and went there with the affidavit, I went home from Mr. Lewis's office.

Mr. Lewis.—What affidavit do you refer to; do you mean the subpoena?

The Witness.—The subpoena, I mean, yes, sir, that piece of paper, whatever it is, and I went up home to get them checks and I wanted to take them right down to Mr. Lewis's office.

Q. When you testified that you hadn't talked with any lawyer, you had forgotten your conversation with Mr. Devine? A. I certainly had.

By Mr. Trainor:

Q. Mr. Devine is a partner of a firm of lawyers in this town, is he not? A. Yes, sir.

Q. All these transactions in regard to this bath house and this other property were handled through this firm of lawyers? A. Yes, sir.

Q. What firm is that? A. I think it is Hancock, Hogan and Devine.

Q. Hancock was the candidate for Mayor on the Republican ticket last fall, was he not? A. Yes, sir, he was.

By Mr. Lewis:

Q. Mr. Devine is what, politically? A. I don't know.

Q. Mr. Devine was your counsel all the way through, he did the business for you, didn't he? A. Yes, sir, he did.

Q. He did all the business of drawing these deeds? A. Yes, sir.

Ernest I. Edgecombe, being duly sworn, testified as follows:

By Mr. Lewis:

Q. Mr. Edgecombe, you live in Syracuse? A. Yes, sir.

Q. And you are an attorney and counsellor-at-law? A. I am.

Q. How long have you lived in Syracuse? A. About 15 years.

Q. And you are a supervisor for one of the wards of the city?
A. Yes, sir.

Q. Now, as an attorney, in the year, 1897, did you bring an action to partition this bath-house property that has been mentioned? A. I did.

Q. Who was the plaintiff in that action? A. John G. Bronner.

Q. He was one of the heirs of the property, was he? A. Yes, sir.

Q. What was the result of that partition action? A. A judgment of sale was ordered by the court and this property, together with the other property belonging to the (?)

Q. Three clerks and four assessors? A. Yes, sir.

Q. So that if any one wanted to do that, because of the fact that you haven't got force enough to watch everybody, it is possible for anyone to add the name of another on the personal tax-roll? A. I think so.

Q. Did it ever come under your observation that you found there was absolutely no such person as the one named on the roll? A. Did it ever come under my observation?

Q. In proving the roll, that a name found upon it did not really exist, or that they didn't have the property credited to them? A. No, I can't say that I did.

Christian B. Snyder, being duly sworn, testified as follows:

By Mr. Lewis:

Q. Mr. Snyder, how long have you lived in Syracuse? A. I was born and brought up in Syracuse.

Q. What is your business? A. I am a horse man.

Q. Is that your only business? A. Well, it is at the present time.

Q. What has been your business besides that? A. Everything.

Q. What do you mean by "everything?" A. Oh, I have worked all over, worked at most everything.

Q. Well, at what; what has been your business in the last three years besides being a horse man which you speak of? A. Not anything to speak of.

Q. Not anything? A. No, sir.

Q. Do you have any business located in Syracuse? A. I have had; I haven't at present.

Q. What has it been? A. Well, I have had a club room.

Q. By "club room" you mean a gambling room, don't you? A. I don't know what you would call it; I call it a club room.

Q. You call it a club room, you say? A. Yes, sir, I do.

Q. Mr. Snyder, there appears to be a deed on record here from William H. Hammerle to you, dated last December; you received a deed of certain property from him? A. Yes, sir.

Q. In last December? A. Yes, sir, it was some time in December.

Q. Some time in last December? A. Yes, sir.

Q. And that property is a part of the Bath House property situated in the old Third ward? A. Yes, sir.

Q. Do you know where it is? A. Yes, sir.

Q. Have you been upon it? A. Yes, sir.

Q. How lately? A. Oh, it was along in December, the month of December, before I bought it.

Q. And when did you first contemplate buying this property? A. Well, I don't remember the date; I know it was shortly before I bought it.

Q. Shortly before you bought it? A. Yes, sir.

Q. Who did you see about buying it? A. I didn't see anybody; he spoke to me about it, Mr. Hammerle.

Q. Where? A. On several occasions.

Q. Where was he when he spoke to you about it? A. Well, he met me on the street one day and met me in Matty's several times.

Q. What was said about buying it? A. Not anything, only he said he wanted to sell it and I told him I wanted to buy it.

Q. You finally bought it? A. Yes, sir, I did.

Q. What did you pay for it? A. One dollar.

Q. You paid him a dollar for it? A. Yes, sir.

Q. And that was all? A. Yes, sir.

Q. So that in consideration of one dollar he transferred the property to you? A. Yes, sir.

Q. That was all the money you paid to him for the property, was it? A. Well, that I won't say; I won't say that.

Q. That was everything you paid him for the property, wasn't it? A. One dollar?

Q. Yes. A. Yes, sir.

Q. And he received nothing else for it, did he? A. What, in money?

Q. He received nothing else but one dollar for this property? A. That is all; that is all the deed shows.

Q. Yes, the deed says "In consideration of one dollar?" A. Yes, sir.

Q. That deed correctly stated what you paid him for it, did it not? A. Yes, sir.

Q. So what I understand then, Mr. Snyder, is that this property only cost you one dollar? A. It did when I bought it.

Q. Well, that is all you paid Hammerle for it? A. Well, I won't answer that question.

Q. What is that? A. I won't answer that.

Q. Well, I asked you and you have told me that the deed correctly stated the consideration, and you told me that all you paid him for it was a dollar? A. No, sir, I didn't say that.

Q. Well, that is the way I understood you? A. No, sir, that wasn't right.

Q. Then I ask you what you did pay him for it? A. I refuse to state it, unless I can consult counsel; I don't know as I am obliged to.

Q. Why, fairly, is there any reason why you should not tell what you pay for a piece of property? A. Yes, sir.

Q. It is yours, isn't it? A. Yes, sir.

Q. You bought it of Hammerle openly. A. Yes, sir.

Q. And in consideration of one dollar? A. Yes, sir.

Q. And you have just said that was all you paid for it? A. No, sir, I didn't say that.

Q. Is there any reason why you should not explain more fully what you paid for it? A. Yes, sir.

Q. What is the reason? A. I don't want to answer that.

Q. Was there any other consideration at all? A. No, sir.

Q. Was there any other money paid? A. Not as I know of.

Q. Was there anything else paid for it? A. What do you mean by "anything else"?

Q. Was there any other money paid except the dollar? A. Why, I said yes.

Q. Did you ever pay the dollar? A. Yes, sir.

Q. In cash? A. In cash, yes, sir.

Q. You mean you handed him a dollar? A. Yes, sir.

Q. Just one dollar? A. Yes, sir.

Q. And one dollar and nothing else? A. I won't say that.

Q. Did you hand him one dollar in cash? A. I won't say that.

Q. Was there any other cash with it? A. I don't know that I am obliged to answer that question.

Q. Did Hammerle owe you anything? A. No, sir.

Q. You had no note or any obligation against him, had you? A. No, sir.

Q. He owed you nothing? A. And I didn't owe him anything.

Q. He made a deed of the property to you signed by himself and his wife? A. Yes, sir.

Q. You handed him one dollar? A. I don't say what I handed him.

Q. You testified a moment ago that you handed him a dollar? A. I say it was sold for a dollar.

Q. I ask you again; did you hand him a dollar? A. I handed him more than a dollar.

Q. What? A. I didn't hand him a dollar?

Q. Did you hand him more than a dollar? A. I paid him for it.

Q. You paid him in money for it? A. Yes, sir.

Q. Where did you pay him? A. Paid him in Matty's cafe.

Q. Now, what did you pay him? A. That I refuse to say unless I am obliged to say it; I want to consult counsel before I answer it.

Q. Is there any reason why you should not tell what you paid for it; it is your property, isn't it? A. Yes, sir.

Q. You own it? A. Yes, sir.

Q. Have you ever deeded it away to anybody? A. No, sir.

Q. Have you executed any paper in regard to it. A. No, sir.

Q. Have you ever signed any agreement in regard to it? A. No, sir.

Q. Ever made any agreement with anybody in regard to it? A. No, sir.

Q. What do you expect to do with that property? A. Well, I don't know yet; there is a nice spring there; I don't know but what I might use that for some purpose.

Q. You consider it valuable property, do you not? A. No, sir, I do not.

Mayor McGuire.—Mr. Lewis, I would like to inquire of you as a fair minded man if you insist on calling witnesses who have been bribed by Mr. Gill?

Chairman Lewis.—Nothing of that kind has been brought to our attention.

Mayor McGuire.—I will give that information now, and make the statement publicly, that witnesses who have been sworn recently before the committee have admitted that they were bribed by Mr. Gill to give testimony. Other witnesses for whom subpoenas are issued have also told me the same thing within 24 hours.

Mr. Trainor.—Mr. Mayor, if you will give me the names of those people I will call them to the attention of the committee.

Chairman Lewis.—I think the grand jury is the proper place to make such charges; we haven't any authority to investigate bribery; any charges of bribery will be heard by the grand jury; our investigation is as to the finances of the city.

Recess taken to two o'clock p. m.

AFTERNOON SESSION.

Christian B. Snyder, recalled.

By Mr. Lewis:

Q. To get back to what you paid Hammerle for this property, I think you answered me before, didn't you, that all you paid him for it was a dollar in money? A. I said a dollar or more.

Q. A dollar or more, then? A. Yes, sir.

Q. Now you remember the transaction of paying it to him? A. Yes, sir.

Q. Where was it? A. Where I paid him the money?

Q. Yes. A. Well, I refuse to tell about that.

Q. What is that? A. I don't like to answer that.

Q. I presume you don't, but where was it? A. Where I paid him the dollar?

Q. Yes. A. I paid it down to him down in Matty's.

Mr. Trainor.—Where did you settle the transaction; why don't you answer?

Mr. Kelsey.—He has answered it.

Q. It was down at Mr. Matty's cafe? A. Yes, sir.

Q. Where was it? A. In the side room there.

Q. How did you happen to meet him there? A. Well, that was our arrangement, we met there.

Q. You arranged to meet him there? A. Yes, sir.

Q. When did you arrange to meet him there? A. What day?

Q. Yes. A. Oh, I forgot what day it was.

Q. How long before? A. How long before?

Q. Yes. A. That I couldn't say.

Q. When you met there at Matty's cafe and paid him the dollar, had the deed already been signed? A. Yes, sir.

Q. How long was it after he signed the deed? A. Well, we left there the same afternoon.

Q. The same afternoon? A. Him and me.

Q. Where was the deed made? A. Up to Devine's office.

Q. Were you there? A. I was there, yes, sir.

Q. At Devine's office? A. Yes, sir, I was there.

Q. You went over and got the deed then at Devine's office? A. Yes, sir.

Q. And who was there when you got that deed? A. Well, Devine gave it to me; I forgot who was there.

Q. Was there any one else there? A. Besides me?

Q. Yes. A. Not that I knew.

Q. Wasn't Hammerle there? A. No, sir, he wasn't with me.

Q. You mean you simply went up there alone to Devine's office and got the deed? A. Yes, sir.

Q. Hammerle had notified you that the deed was there already for you? A. No, sir; he told me about when it would be ready, and I went there and got it.

Q. You went and got it? A. Yes, sir.

Q. When did you arrange with him to meet at Matty's cafe? A. We met there the day we went there to fix the deed.

Q. What time of the day was it? A. Sometime in the afternoon; I can't just say when.

Q. Before you got the deed? A. Before I got the deed.

Q. Yes. A. I had not had the deed then.

Q. I say was it before you got the deed that you met at Matty's cafe? A. I met him there that day; we went up together.

Q. You went from there up and got the deed? A. No, sir, I didn't get the deed until a few days after.

Q. I don't understand your position then. Now, you say that this dollar was paid by you at Matty's cafe? A. Yes, sir.

Q. In the side room of Matty's cafe? A. Yes, sir.

Q. Now I ask you if that was the same day when the deed was delivered to you at Devine's office? A. No, sir, it was not.

Q. Was it after or before? A. When he paid me?

Q. Yes. A. I paid him before; the day we went up and drew up the deed; when he transferred it over to me; sold it to me.

Q. You paid him before you drew up the deed? A. No, sir.

Q. What do you mean? A. I paid him after.

Q. You paid him after? A. Yes, sir.

Q. Who asked Devine to draw this deed; did you ask him to draw it? A. No, sir, I guess Hammerle had.

Q. You had not been to Devine's office except on the day you went up to get it? A. No, sir, I was up with him when I bought it of him.

Q. When you bought it of him? A. Yes, sir; we went up there together.

Q. And told Devine to make out the deed? A. Yes, sir.

Q. Who told him? A. He did.

Mr. Trainor.—You allowed Devine to represent you as well as him?

The witness.—Yes, sir.

Q. He was with you? A. Yes, sir.

Q. Before you did that you paid him a dollar? A. No, sir, I paid him after.

Q. You went up to Devine's office then and directed him to draw the deed? A. Yes, sir.

Q. Did he draw it while you were there? A. No, sir.

Q. Afterwards you went and got it? A. Yes, sir.

Q. When did you pay him the dollar? A. The same day; after I ordered him to draw the deed.

Q. After you went up with him and ordered him to draw the deed, then you went back to Matty's cafe and there you paid him a dollar? A. A dollar or more.

Mr. Trainor.—You paid him more than a dollar, but you don't want to tell how much more?

The witness.—No, sir.

Q. You paid him a dollar or more? A. Yes, sir.

Q. All you want to say to this committee is, then, that you paid for that property a dollar or more? A. Yes, sir.

Q. You paid at least a dollar, is that it? A. I paid a dollar or more.

Q. That is your only answer to that question? A. Yes, sir.

Q. Now I want to know how much more it was that you paid? A. I don't want to answer that.

Q. I want you to answer it; I ask that question. (No answer.)

Mr. Lewis.—I ask you, Mr. Chairman, to direct the witness to answer that question.

The witness.—I think it is my own private affair and I am not obliged to tell you; I don't want to tell you.

Mr. Lewis.—I ask for a direct answer as to how much he paid.

Chairman Lewis.—The witness will answer the question.

The witness.—I refuse to answer it; I don't think it is anybody's business what I paid him.

Mr. Lewis.—I ask, if your honors please, that he be directed to answer the question as to what amount he paid to Hammerle for this property.

Chairman Lewis.—The committee directs the witness to answer.

Q. What is your reason for not answering that question, Mr. Snyder? A. Well, certain reasons.

Q. What are your reasons, I say? A. Well, I think it is a transaction of my own which I hadn't ought to tell.

Q. Is that your only reason? A. Yes, sir.

Q. In other words, you think that it is a personal transaction and that you don't like to discuss it? A. Yes, sir.

Q. That is your reason for not answering? A. Yes, sir.

Q. You have no objection to any one knowing about it, have you? A. I have.

Q. You don't pretend to say, do you, that that would tend to convict you of any criminal offense if you answered it? A. I don't know whether it would or not.

Q. Do you mean to say that if you should answer that question it might charge you with a crime? A. No, sir, I don't think it would.

Q. You don't recognize anything criminal in that transaction, do you, whatever? A. No, sir.

Q. In buying a piece of property from Mr. Hammerle and paying him a dollar or more for it, is there anything criminal about that? A. No, sir.

Q. You know of no reason, then, why you should not answer the question? A. Only I don't care about having anybody know of it.

Q. It is a matter of your mere personal convenience then? Merely a matter of personal business convenience why you don't desire to answer the question, is that it? A. Yes, sir.

Mr. Lewis—If your Honors please, I ask that the question be answered.

By Chairman Lewis:

Q. Have you been advised, Mr. Snyder, by counsel not to answer the question? A. No, sir.

Q. Have you consulted counsel on the matter since the morning session? A. I have not.

Q. Have you talked with any lawyer on the subject? A. No, sir.

Q. Have you consulted with any person? A. I have with one or two.

Q. Will you state with whom you consulted on the subject? A. One man's name is Kelly.

Q. Is he a lawyer? A. No, sir.

Q. Who else did you consult? A. Well, I guess that is all; he is the only one that gave me information.

Q. He advised you not to answer? A. Yes, sir.

Q. Do you refuse to answer the question, Mr. Snyder? A. Yes, sir, I do.

Q. Absolutely? A. Yes, sir.

Q. The committee formally directs you to answer the question. Mr. Snyder; do you still refuse? A. I do; it is my own private business affairs and I don't think that's anybody's business.

By Mr Lewis:

Q. You still refuse to answer that question, do you? A. Yes, sir.

Q. You won't swear then, Mr. Snyder, I don't understand you as swearing that you paid him anything but one dollar for this property; is that correct? A. I said a dollar or more; I won't state how much.

Q. You either paid a dollar or you paid more than a dollar; that is all you will say about it? A. I won't say that.

Q. You won't even say that? A. I say I paid a dollar or more for the property.

Q. Whether it was more than a dollar or not you won't state to this committee? A. I won't say what I paid him.

Q. You won't say whether it was more than a dollar or not? A. It was more, but I won't state the amount.

Q. Did you hand him a dollar separately? A. No.

Q. Did you hand him a dollar with some other money? A. Well, yes, I did that.

Q. At that time? A. Yes, at that time.

Q. In payment for this property? A. Yes, sir.

Q. So I apprehend you paid him in cash, in Matty's saloon, more than a dollar for this property? A. Yes.

Q. What did you mean a little while ago when you said that you wouldn't tell this committee whether it was more than a dollar or not?

Mr. Trainor—I don't think he said that; he said a dollar or more.

Q. What did you mean by stating you wouldn't tell whether it was more than a dollar or not? A. I didn't say that, I don't think; I said I wouldn't state the amount I paid for it; you asked me the direct question how much I paid.

Q. Then I asked you as to whether you paid more than a dollar or not, and you said you wouldn't answer? A. I didn't understand it that way.

Q. You didn't understand that? A. No, sir.

Q. Now, you wish to state you did pay more than a dollar for this property? A. Yes, sir.

Q. You paid it all in a lump in Matty's saloon at that time? A. Yes, sir.

Q. Was it more than \$100? A. I won't state that.

Q. Was it more than \$50? A. I won't speak.

Mr. Lewis—Now, if your Honors please, I ask that the witness be directed to state what amount he paid for that property. He has stated now that he did pay more than a dollar, paid it in a lump in Matty's saloon.

Chairman Lewis—Snyder, the committee formally directs you to answer the question as to how much you paid Mr. Hammerle as the consideration for the conveyance of this property to you.

Mr. Trainor—I don't think the committee has any right to compel him to go into his private business affairs, and I direct the witness, therefore, not to answer anything that is of a private nature.

By Mr Lewis:

Q. You know you are liable to be punished for contempt by refusing to answer, don't you? A. I don't know.

Q. When did you take possession of this property? A. It was some time in December, I don't remember the date.

Q. What did you do to take possession of it. A. What did I do?

Q. Yes? A. Why, I haven't done anything.

Q. Did you go down there? A. Did I go down there?

Q. Yes? A. I went down there before I bought it.

Q. Have you been there since you bought it? A. I go there twice a week to take a bath.

Q. What do you do over there? A. I take a bath.

Q. I am not talking about the property the city of Syracuse bought; I am asking about the property you bought? A. I have been over there, too.

Q. Have you been over that property? A. Have I been over it?

Q. Yes. A. I drove over it.

Q. You have been upon it? A. Yes, sir.

Q. It adjoins the bathhouse property which the city of Syracuse bought, doesn't it? A. Yes, sir.

Q. A great deal of it is fronting Spencer street, isn't it? A. No, sir; I don't know the name of the street; it lies mostly towards the creek.

Q. You don't even know the name of the street which fronts on this property you bought? A. I don't know the names of the streets; there is an alley runs through there.

Q. You don't know the name of the street on which this property that you bought is located? A. I don't know the name of the street; no.

Q. You have never been informed as to the name of the street that runs through or runs along and abuts on the property that you bought have you? A. Well, yes; Spencer street.

Q. I asked you if you knew the name of the street before we pronounced it here? A. I don't know the name of it.

Q. And you don't know the name of the other streets that touch this property, do you? A. I guess there are no other streets.

Q. Is there any other street there? A. Not as I know of.

Q. Will you swear there isn't another street that touches this property? A. I wouldn't swear to it, only I don't know of any.

Q. So you don't know the streets, any of the other streets that touch this property? A. I don't know the streets, their names, no, sir.

Q. Who recorded the deed for this property? A. What do you mean by that?

Q. We see this deed has been recorded in the Onondaga county clerk's office? A. Do you mean who took it over there?

Q. Now, I ask you who took this deed to the Onondaga county clerk's office to be recorded? A. I did.

Q. You did it on the same afternoon it was delivered to you, didn't you? A. That I couldn't say; whether it was the same afternoon or the next day.

Q. Who was with you when you took it over there? A. I went alone.

Q. You took it over to record it? A. Yes, sir.

Q. Who went and got it? A. I got it myself.

Q. Where is the deed of this property now? A. I have got it over in the safe.

Q. What safe? A. A safe that belongs to me.

Q. Where is your safe, Mr. Snyder? A. Over in the town.

Q. Where is it? A. Where?

Q. Yes. A. In the Greely Block.

Q. You mean, frankly, that it is over in Matty's cafe, the safe in Matty's cafe, don't you? A. Well, you might have called it that way.

Q. I am not calling it anything. Matty's cafe is in the Greely Block and you mean that it is in the business safe in that cafe? A. Yes, sir.

Q. Do you keep your papers in Matty's safe? A. It is my own safe.

Q. Oh, that is your safe, is it? A. Yes, sir.

Q. What part of the cafe is it located in? A. It isn't located in the cafe.

Q. Where is it? A. It is located up stairs in one of the rooms.

Q. Oh, it is upstairs in one of the rooms? A. Yes, sir.

Q. It is your own safe? A. Yes, sir.

Q. You have got the deed in that safe? A. Yes, sir.

Q. Are there any other papers with it? A. No, sir.

Q. Is there any contract or agreement with it there, or anything of that sort? A. No, sir.

Q. Have you ever made any effort to sell this property? A. No, I haven't; not yet.

Q. Ever had it on the market? A. No, sir.

Q. You consider it valuable property? A. Well, that I don't know.

Q. Who bought the stamps that were put upon this deed? A. I did.

Q. You did yourself? A. Yes, sir.

Q. I see there are two dollars worth of revenue stamps on this deed to you? A. Yes, sir.

Q. You bought these stamps, you say? A. Yes, sir.

Q. When Mr. Hammerle is selling the property to you, how did you come to furnish the revenue stamps for it? A. I don't know.

Q. What is that? A. I don't know.

Q. Where did you get the revenue stamps? A. At the revenue office.

Q. At the revenue office, you say? A. Yes, sir.

Q. So, as I understand, you went to the revenue office and put up your two dollars and got the stamps for this deed? A. Yes, sir.

Q. And took them to Mr. Devine's office? A. No, sir; I took them over to the county clerk's office.

Q. You took the stamps to the county clerk's office? A. Yes, sir.

Q. And affixed them to the deed in the county clerk's office? A. Well, I didn't know where to put them; I supposed they had to be put on some certain place; so I asked a gentleman in the office to put them on for me.

Q. You bought the stamps? A. Yes, sir; I did.

Q. Furnished the stamps for the deed? A. Yes, sir.

Q. Who paid for the drawing of the deed? A. I did.

Q. You paid Mr. Devine for drawing the deed? A. Yes, sir.

Q. So that, so far as this deed was concerned, Mr. Hammerle was at no expense whatever; you paid for the drawing of the deed to the lawyer? A. Yes, sir.

Q. You paid for the recording of the deed at the county clerk's office? A. Yes, sir.

Q. You paid for the revenue stamps that were affixed to this deed? A. Yes, sir.

Q. So that the execution of this deed cost Mr. Hammerle, the man from whom you were buying the property, nothing; is that right? A. That is right.

Q. And you then paid him either a dollar or more for this property; is that right? A. That is right.

Q. How did you know how many revenue stamps to affix to this deed? A. Well, I was told to put on about two.

Q. You were told to put on two? A. Yes, sir.

Q. And you followed directions? A. Yes, sir.

Q. And put on about two stamps? A. Yes, sir.

Q. That is, you were told to put on about two dollars worth of stamps, is that is? A. Yes, sir.

Q. Where did you obtain these directions? A. From Mr. Devine.

Q. Mr. Devine asked you what the property was worth, didn't he? A. I don't remember that.

Q. You told him the property was worth about \$2,000, didn't you? A. I did not say that; no, sir.

Q. Well, you understood, did you not, that two dollars worth was good for \$2,000 of consideration? A. Yes, sir.

Q. You understood that if you put on two dollars worth of stamps that would mean that the purchase price was \$2,000? A. Yes, sir.

Q. Is that right? A. That the purchase price was?

Q. Yes. A. No, sir.

Q. You understood that the stamps required upon a deed were in amount 50 cents for every \$500?

A. Yes, sir.

Q. You understood that, didn't you? A. Yes, sir.

Q. And consequently that the stamps required for this deed would be two dollars; that is, the stamps for a two thousand dollar conveyance; did you know that? A. Yes, sir.

Q. Who told you that? A. Why, Devine told me that.

Q. So you fixed the amount which you were paying for this property at \$2,000; is that right? A. No, not exactly. The way I understood it, the more stamps you put on the more that property would be worth in case you would want to sell it.

Q. The more stamps you put on the more it would be worth if you wanted to sell it; is that right? A. Yes, sir.

Q. So you concluded to put on two dollars worth of stamps? A. Yes, sir.

Q. You don't mean you paid Hammerle \$2,000 for this property? A. I didn't say that I did.

Q. It means you simply were making up the consideration for it as apparently \$2,000; is that right? A. Yes, sir.

Q. Have you improved this property any since you have had it? A. Not yet.

Q. This was deeded to you in December? A. In December, yes, sir.

Q. And you held it through the winter? A. Yes, sir.

Q. Have you paid out any expenses on this property since then? A. Not yet.

Q. Have you paid for any improvements whatever that were put on it? A. I have not.

Q. You never advanced a dollar for improvements, did you? A. There hasn't been any put on.

Q. Are there any sidewalks down there along Spencer street? A. I don't think there are.

Q. You know the city has obtained a right of way there twenty feet wide to get to their bath house, don't you? A. Yes, sir.

Q. Did you know that? A. Yes, sir.

Q. Do you know where the right of way is? A. Well, yes; I know about where it is.

Q. Could you pick it out? A. I could if I went down there.

Q. Could you go down there to-day and tell us where your property is? A. Yes, sir.

Q. Anything about it? A. Yes, sir.

Q. All you know about it is that it is a strip of land running around that bath house; that is all you know about it, isn't it? A. Yes, sir, that's enough; I looked at it before I bought it and I know where it lays.

Q. Did you look at it to find out how much you would pay for it? A. Yes, sir.

Q. So as to see how much it was worth? A. I did; yes, sir.

Q. Well, now, how much did you pay for it? A. I refuse to answer that question.

Q. Does Hammerle owe you anything. A. Not a cent.

Q. You were not holding this property then as security for anything? A. No, sir.

Q. You have no doubt but what you had a perfect right to sell this property to anybody you see fit? A. Yes, sir, I can.

Q. And convey it? A. Yes, sir.

Q. You are under no obligations to convey it to anybody? A. No, sir.

Q. Have you any other real estate in the city of Syracuse? A. Yes, sir.

Q. Where is that situated? A. It is at Laurel and Lodi streets.

Q. That is the place where you live? A. That is where I live, and the other place is on Lodi street.

Q. You have never been in any real estate business here in the city of Syracuse? A. No, sir.

Q. What do I understand your business has been for the past few years. A. Horseman.

Q. You have also run a gambling place, haven't you? A. Why, no, sir.

Q. What is that? A. I have always been connected with a club room.

Q. You have run a club room, which is sometimes called a gambling room? A. It is the same as any other club.

Q. How long ago is it since you pleaded guilty to running a gambling room. A. Eight or ten years.

Q. That was eight or ten years ago? A. Yes, sir.

Q. That was when Mr. Shrove was district attorney? A. Yes, sir.

Q. And you were convicted and paid a fine of \$500 at that time? A. No, sir.

Q. How much fine did you pay? A. I think it was \$300, I am not sure.

Q. That was eight or ten years ago? A. About that time.

Q. And you were also sentenced, were you not, to imprisonment for two years, and the sentence was suspended and you paid the fine? A. I don't remember that—the two years.

Q. Do you remember that part of it? A. No, sir.

Q. How many other times have you been convicted of keeping a gambling room? A. I don't remember.

Q. You were before that, weren't you? A. I believe I was once, but I wasn't convicted.

Q. What? A. I think I was.

Q. You pleaded guilty, did you not? A. Yes, sir.

Q. Who was district attorney at that time? A. I don't remember.

Q. Well, are those two times the only times you have been convicted of keeping a gambling room? A. That is all I know of.

Q. You haven't changed your business any since those convictions, have you? A. Changed my business?

Q. Yes. A. Well, as a rule, I am always away in the summer.

Q. You are practically in the same line of business as you were at that time? A. At times I am.

Chairman Lewis.—You haven't paid any taxes on this property at any time since you owned it, Mr. Snyder?

The Witness.—No, sir, not yet.

Mr. Trainor.—You haven't been assessed for any have you, as yet? A. No, sir.

COUNTY OF NEW YORK, }
CITY OF NEW YORK, } ss.:

Charles A. Neville, being duly sworn, deposes and says:

That he was employed as official stenographer by the special sub-committee of the assembly committee on affairs of cities, engaged in the investigation of the finances of the city of Syracuse.

That pursuant to such employment he attended at the meeting of said committee held in Syracuse on the 23d day of March, 1900, and in the course of said proceedings, reported the testimony given by William H. Hammerle and Christian Suyder, and subsequently transcribed the same.

That the foregoing is a full, complete and accurate transcript of such testimony.

CHARLES A. NEVILLE.

Sworn to before me this 28th }
day of March, 1900. }

FRANK G. SMITH,
Notary Public, Kings County.

Certificate filed in New York County.

Debate was had on said resolution,

When Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 43 }

Those who voted in the affirmative, were

Adams	Davis	Hatch	McEwan	Smith, J L
Ahern	De Graw	Henry	McMillan	Smith J T
Allds	Doughty	Hill	Metzler	Snyder, T
Axtell	Ellis	Hitchcock	Miller	Stevens
Babcock	Everett	Irwin	Morgan	Swift
Baker	Fallows	Kelley, E E	Patton	Treat
Bedell	Fancher	Kelsey	Plank	Tripp
Beede	Fish	Kittell	Post	Waite
Brennan	Fordyce	Knipp	Price	Walrath
Bryan	Fowler	Larzalere	Remsen	Weekes
Burnett	Galbraith	Lewis, M E	Rodenbeck	West
Conger	Gardiner, R	Lewis, T D	Rogers	Wheeler
Cook	Graham	Litchard	Russell	Wilson
Cooley	Griffith	Marson	Sands	Witter
Coughtry	Hallock	Martin	Sawyer	Speaker
Darrison	Harris	McCreary	Slater	

Those who voted in the negative, were

Barnes	Fitzger'd J J	Honeck	Minton	Sanders
Bradley	Frisbie	Hyman, A Z	Morris	Scanlon
Cain	Gale	Hyman, S F	O'Connell	Sharkey
Delaney, W F	Geoghan	Juengst	Phillips	Siems
Demarest	Harburger	Kelly, G T	Prince	Streifer
Dillon	Hasenflug	Maher	Rierdon	Sullivan, W J
Egan	Hawkins	McInerney	Roche	Trainor
Fiske	Herrick	McKeown	Ryttenberg	Wissel
Fitzger'd J B	Holsten	Meister		

During said roll call Mr. Metcalf asked to be and was excused from voting.

When the name of Mr. S. F. Hyman was called he said: I refuse to vote, Mr. Speaker.

Mr. Nixon.—I raise the point of order. The gentleman from New York is within the rail; and I demand that he vote.

Mr. Speaker.—The point of order is well taken. How does the gentleman from New York vote?

Mr. Hyman.—Mr. Speaker, I refuse to vote—and for this reason: The vote is improperly being taken.

Mr. Allds.—Point of order. Nothing is in order except the declaration of the gentleman either in the affirmative or negative.

Mr. Speaker.—The gentlemen states the rule correctly. Every gentleman within the rail is required to vote.

Mr. Nixon.—Mr. Speaker, I move that the gentleman from New York be brought before the bar of the House.

Mr. Trainor.—Mr. Speaker, on that motion I trust that we will hesitate—we will hesitate to do that we ought to—I suppose that Mr. Hyman is probably not sufficiently versed in the rules, in refusing, for no man can refuse to vote unless he takes the consequences. I am satisfied Mr. Hyman feels he has not had a chance to debate this thing; he would like to know more about this resolution; and I trust Mr. Hyman will, if he desires not to vote, ask to be excused from voting, it will have the same effect.

Mr. Speaker the question is upon the motion that Mr. Hyman be brought before the bar of the House to show cause why he should not be punished for contempt.

Mr. Swift.—I wish to ask a question.

Mr. Speaker.—The gentleman from Broome will state his inquiry.

Mr. Swift.—Can a gentleman be excused from voting?

Mr. Speaker.—By consent of the House.

Mr. Allds.—And he has not asked it.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Nixon, and it was decided in the affirmative.

The Sergeant-at-Arms then produced Mr. S. F. Hyman before bar of the House.

Mr. Sergeant-at-Arms.—The Honorable Mr. Hyman before the bar of the House.

Mr. Speaker.—Mr. Hyman, the gentleman from New York—

Mr. Hyman.—Mr. Speaker—

Mr. Speaker.—The gentleman from New York.

Mr. Hyman.—My refusal to vote upon this proposition is based upon what I believe to be my absolute right under the rules of this House. I may not be as familiar with the rules as some of the gentlemen; but in the plain reading of the rules that govern all deliberative and legislative bodies I have always read that when the floor is extended or when the Chair shall recognize a member upon the floor for a purpose, that right dies when he finishes upon that subject. And when the Chair recognized the leader of the majority for the purpose of debating this question, the gentleman without again securing the privilege from the Chair, proceeded to cut off debate by moving the previous question. That was improperly made and it was improperly put. And for that purpose I sought to obtain the attention of the Chair, by rising and shouting to the Chair a point of order. And that the Chair refused to recognize me.

If this motion is improperly made, if this motion is improperly put, and I say and contend it is, then no man and no member of this House can be required or compelled to vote upon any question improperly before it. There is a right higher than that of the majority of this House. Even though, in the face of this resolution, in the face of the rights of individuals, they would seek to issue a warrant for the arrest—even though it be merely to bring a person here under this restraint of his liberty, to bring him here for whatever purpose you please—in the face of that I feel that the House would not say that I have violated its rights when I refused to vote, notwithstanding my contention that this motion as it is put is improperly before the House!

Mr. Speaker.—What is the pleasure of the House?

Mr. Trainor.—Mr. Speaker, I ask that the gentleman from New York, Mr. Hyman, be excused.

Mr. Nixon.—Mr. Speaker. It seems to me, Mr. Speaker, that the time has come when legislative bodies should assert the rights that are given to them under the Constitution and by the laws of this

State. It seems to me that on an investigation such as has been held in this State in the city of Syracuse, it is time for a legislative body to know whether or no they have the right to carry out the mission which they received from this State, from the people of the State as the representatives of the sovereign commonwealth.

There has been accorded to the gentleman from New York the generous privilege of making his statement in this well, as to his excuse. He states that this question has not been properly put. Is it for him to state whether or no every question submitted to this body is properly put or not? Is it for him to say whether questions which are put to this body under the rules adopted by the body meet his judgment of right or wrong? I am not one who believes in taking any action of this kind except it be with the greatest candor. But no man has a right to stand within this rail, a member of this body, and refuse to cast his vote upon any proposition, except the majority of this body accord to him that privilege, which they have the right. No man has the right to stand here and in the face of his colleagues refuse to do a thing.

This is the first occasion within my observation, and it has gone over a period of ten years, when any man has stood upon this floor and refused when asked to do it in a parliamentary way, in the ordinary procedure of things, in a gentlemanly, fair way, to cast his vote upon a proposition, and do it within the confines of the rules which are given to us by this House.

It seems to me, Mr. Speaker, and I have known little of this investigation which has been going on in the city of Syracuse, that it is about time for this legislative body and its co-ordinate branch, to know when they send out a committee, giving them power and authority which can be given to it by a legislative body, to know whether, or know how the mandates of this body are to be obeyed. To find out whether or no when we send out a committee to make an investigation into the affairs of a municipality, whether or no men can stand up and wantonly refuse to answer questions which are asked of them by a committee of this body.

I do not desire, Mr. Speaker, to enter upon a discussion of the resolution which was under consideration and led up to this mat-

ter. But I do desire, Mr. Speaker, and I do it with all kindness and consideration which one member upon this floor could possibly entertain for his colleagues, and before making that motion, Mr. Speaker, I will give time to our colleague, who stands in the well, to cast his vote upon this question in case he so desires. If he does not so desire, as a matter of dignity, so far as the procedure of this House is concerned, I desire, Mr. Speaker to be recognized to make a still further motion.

Mr. Hyman.—Mr. Speaker, I withdraw my refusal, and vote in the negative.

Mr. Hatch, from the committee on revision, to which was referred the bill introduced by Mr. West, Int. No. 870, entitled "An act to amend chapter 617 of the Laws of 1868, entitled "An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference," and to amend chapter 127 of the Laws of 1887 amendatory thereof, with respect to the manner of electing trustees" (No. 2413), reported the same without recommendations, which report was agreed to and said bill ordered engrossed for a third reading.

Mr. R. A. Snyder, from the committee in engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act to amend chapter 269 of the Laws of 1897, entitled 'An act to provide for the construction and maintenance of bridges over the waters between cities and towns or incorporated villages in said towns,' relative to the cost of acquiring land for approaches to said bridges." (No. 2392, Int. No. 1052.)

"An act to amend the Consolidated School Law relating to the qualifications of school commissioners." (No. 2394, Int. No. 782.)

"An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments." (No. 2393, Int. No. 94.)

"An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15 of the Consolidated School Law." (No. 2407, Int. No. 1662.)

Mr. Hill offered for the consideration of the House a resolution in the words following:

Resolved, (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of the bill No. 577, Senate reprint No. 113, entitled "An act to amend section 1187 of the Code of Civil Procedure, relative to motion for a non-suit and the direction of a verdict" (Int. No. 50), for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Gleason offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting he return to the Assembly, of the bill No. 1378, entitled "An act to amend chapter 304 of the Laws of 1891, relating to the powers of the trustees of the village of Churchville over the cemetery of such village" (Int. No. 1139), for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Metzler offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting he return to the Assembly, of the bill No. 2219, entitled "An act to provide funds to defray the expense of abating floods and preventing the overflow of the waters of the Buffalo river and Cazenovia creek, or either of them" (Int. No. 1264), for the purposes of transmission to the city.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Ellis offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, the bill No. 558, entitled "An act to amend the Public Health Law, and the acts amendatory thereof, relative to the practice of veterinary medicine" (Int. No. 287), for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment the bill No. 577, Senate reprint 1113, entitled "An act to amend section 1187 of the Code of Civil Procedure, relative to motion for a non-suit and the direction of a verdict" (Int. No. 50), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor for purposes of amendment the bill (No. 1378) entitled "An act to amend chapter 304 of the Laws of 1891, relating to the powers of the trustees of the village of Churchville over the cemetery of such village" (Int. No. 1139), with a message that they have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor for the purpose of transmission to the city the bill (No. 2219) entitled "An act to provide funds to defray the expense of abating floods and preventing the overflow of the waters of the Buffalo river and Cazenovia creek, or either of them" (Int. No. 1264), with a message that they have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor for the purposes of amendment the bill (No. 558) entitled "An act to amend the Public Health Law and the acts amendatory thereof, relative to the practice of veterinary medicine" (Int. No. 287), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate returned the following entitled bills:

“An act making an appropriation for the New York State Woman’s Relief Corps Home at Oxford.” (No. 1319, Senate reprint No. 1139, Int. No. 1040.)

“An act to amend chapter 229 of the Laws of 1879, in relation to the collection of taxes in the counties of Cattaraugus and Chautauqua.” (No. 787, Senate reprint No. 1056, Int. No. 698.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, without amendment:

“An act to amend section 458 of the Penal Code in relation to prize fighting and sparring exhibitions.” (No. 852, Int. No. 59).

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 197, Assembly reprint No. 2273), entitled “An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Adolph S. Wasserman, a policeman of the first grade, for reappointment in said department” (Rec. No. 210), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills:

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of finance in the year 1899, pending the preparation of municipal civil service eligible lists for the position of assistant cashier in said department. (No. 799, Senate reprint No. 1132, Int. No. 710).

“An act to establish a separate department of elections in the city of New York.” (No. 1524, Senate reprint No. 1344, Int. No. 601.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

The Senate returned the bill (No. 483, Senate reprint No. 1055) entitled "An act authorizing the State Engineer and Surveyor to continue to co-operate with the director of the United States Geological Survey in making a topographic survey and map of the State of New York and making an appropriation therefor" (Int. No. 138), with a message that the request for a committee of conference was agreed to, and the President has appointed as such committee on behalf of the Senate, Messrs. Higgins, Humphreys and Plunkitt.

Mr. Speaker appointed as such committee on behalf of the Assembly, Messrs. Allds, Kelsey, Witter and Barnes.

The Senate returned the following entitled bills:

"An act to amend the Liquor Tax Law, relative to the sale of liquor on election days." (No. 1022, Senate reprint No. 1216, Int. No. 646.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend the Greater New York charter, in relation to the construction of sewers in the borough of Brooklyn and providing for the payment of the cost thereof by local assessment, by making said act applicable to the boroughs of Brooklyn and Queens, in the said city of New York." (No. 983, Senate reprint No. 1138, Int. No. 421.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Forest, Fish and Game Law, in relation to the possession of the plumage or skins of wild birds." (No. 1525, Senate reprint No. 1137, Int. No. 142.)

"An act to amend the Election Law, in relation to the payment of election expenses." (No. 1595, Senate reprint No. 1180, Int. No. 896.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendments:

"An act to annex to the city of Troy certain portions of the towns of North Greenbush, Brunswick and Lansingburgh, includ-

ing the village of Lansingburgh, and to increase the number of wards in said city, and to make certain provisions incident thereto, including the holding of a special election at which shall be submitted to a vote of the people the question of the annexation of such territory to the city of Troy." (No. 1314, Int. No. 699.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

"An act to change the name of the Washingtonville Methodist Episcopal Church of Wakefield, New York city." (No. 1987, Int. No. 1478.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend the Penal Code, relating to the issue of trading stamps or other devices." (No. 2201, Int. No. 328.)

"An act to provide for the composition of transfer tax upon certain estates." (No. 1603, Int. No. 256.)

Ordered, That the Clerk deliver said bills to the Governor.

A communication from the Governor, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *March 29, 1900.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 577, entitled "An act to amend section 1187 of the Code of Civil Procedure, relative to motions for a non-suit and the direction of a verdict," Int. No. 50.

THEODORE ROOSEVELT.

Also the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *March 29, 1900.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city of Buffalo, Assembly bill No. 2219, entitled "An act to provide funds to defray the expense of abating floods and preventing the overflow of the waters of the Buffalo river and Cazenovia creek, or either of them." (Int. No. 1264.)

THEODORE ROOSEVELT.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 1257) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James Burns, a policeman of the first grade, for re-instatement, in said department" (Int. No. 932), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George A. Carnahan, mayor of the city of Rochester, returning the bill (No. 1267) entitled "An act authorizing, empowering and directing the common council of the city of Rochester to re-assess the amount of the cost and expense of improving Dartmouth street from the south side of Thayer street to Park avenue, upon the property benefited thereby" (Int. No. 1051), with a message that said mayor, and common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Jerome DeWitt, mayor of the city of Binghamton, returning the bill (No. 1649) entitled "An act to authorize the city of Binghamton to expend a sum of money, not exceeding \$100,000, in the construction of trunk sewers in the Chenango and Susquehanna rivers within said city, for the purpose of conducting the sewerage of said city to a point in the Susquehanna river near the western limits of said city, and to issue bonds therefor" (Int. No. 1299), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

By unanimous consent,

Mr. Darrison introduced a bill entitled "An act for the relief of William C. Greene, as receiver of the Merchants Bank of Lock-

port" (Int. No. 1722), which was read the first time and referred to the committee on banks.

By unanimous consent,

Also, a bill entitled "An act to amend section 337d of the Penal Code relating to trials for keeping slot machines" (Int. No. 1723), which was read the first time and referred to the committee on codes.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That on Monday evening, April 2d, the Assembly proceed to elect a Regent of the University to fill the vacancy by the death of Rev. Sylvester Malone.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That on Tuesday, April 3, 1900, at 12 o'clock noon, the Senate and Assembly will meet in joint assembly in the Assembly Chamber, to compare nominations for the office of Regent of the University in place of Rev. Sylvester Malone, deceased.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Fordyce offered for the consideration of the House a resolution in the words following:

Resolved, That there be printed 2,000 bound copies of the Reports contained in Assembly Documents, Nos. 26 and 27, and together with the evidence submitted in connection therewith, in the revised form recommended therein, for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present:

{ AYES 136)
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	McKeown	Sands
Ahern	Dillon	Hawkins	McMillan	Sawyer
Allds	Doughty	Henry	Meister	Sharkey
Apgar	Dusinbery	Herrick	Metcalfe	Siems
Axtell	Egan	Hill	Metzler	Slater
Babcock	Ellis	Hitchcock	Miller	Sloane
Baker	Fallows	Holsten	Morgan	Smith, J E
Barnes	Fancher	Honeck	Morris	Smith, J L
Baum	Farrell	Hyman, A	Z O'Connell	Smith, J T
Bedell	Fish	Hyman, S F	O'Connor	Snyder, R A
Beede	Fiske	Irwin	Phillips	Snyder, T
Bradley	Fitzger'd J J	Johnson	Phipps	Stewart
Brennan	Fordyce	Juengst	Plank	Streifler
Bryan	Fowler	Kelley, E E	Platt	Sullivan, T P
Burnett	Frisbie	Kelly, G T	Poth	Sullivan, W J
Cain	Galbraith	Kelsey	Price	Swift
Cohn	Gardiner, R	Kittell	Prince	Trainor
Conger	Gardner, C J	Knipp	Remsen	Treat
Cook	Gleason	Larzelere	Rierdon	Tripp
Cooley	Graham	Lewis, M E	Roberts	Waite
Costello	Green	Lewis, T D	Roche	Walrath
Cotton	Griffith	Litchard	Rogers	Weekes
Coughtry	Guider	Maher	Rowe	West
Darrison	Hallock	Marson	Russell	Wheeler
Davis	Halpin	McCreary	Rytenberg	Wilson
De Graw	Harburger	McEwan	Sage	Wissel
Delaney, J T	Harris	McInerney	Sanders	Witter
Delaney, W F				

The Senate returned the following concurrent resolution, with a message that they have concurred in the passage of the same.

Resolved (if the Senate concur), That on Tuesday, April 3, 1900, at 12 o'clock noon, the Senate and Assembly meet in the Assembly Chamber, to compare nominations for the office of Regent of the University, in place of Rev. Sylvester Malone, deceased.

On request of Mr. G. T. Kelly, the Assembly bill (No. 2422) entitled "An act to amend chapter 590 of the Laws of 1899" (Int. No. 1704), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Coughtry, the Assembly bill (No. 2321), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits" (Int. No. 1667), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Wissel, the Assembly bill (No. 2414), entitled "An act authorizing the comptroller of the city of New York to cancel the bonds of the receivers or collectors of taxes for the years 1896 and 1897, in certain former towns in Queens county" (Int. No. 1695), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. DeGraw, the Assembly bill (No. 1029), entitled "An act to provide for the organization of a trust company to be located in the borough of Brooklyn, city of New York" (Int. No. 879), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Knipp, the Assembly bill (No. 2424), entitled "An act to amend section 83 of chapter 317 of the Laws of 1894, entitled An act in relation to the public lands, constituting chapter 11 of the general laws" (Int. No. 1706), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Barnes, the Assembly bill (No. 923), entitled "An act to amend the Domestic Commerce Law and the Penal Code, relative to night watchmen for hotels" (Int. No. 802), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fallows, the Assembly bill (No. 2233), entitled "An act to exempt the real estate of the Young Men's Hebrew Association from taxation and assessments" (Int. No. 1617), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fallows, the Assembly bill (No. 2225), entitled "An act to amend section 2509 of the Code of Civil Procedure, in relation to the clerk of Surrogate's Court of the county

of New York " (Int. No. 1609), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. West, the Assembly bill (No. 1350), entitled "An act to reappropriate moneys appropriated by chapter 629, of the Laws of 1898, and chapter 219 of the Laws of 1899, for the construction of a swing bridge over the Champlain canal in the town of Waterford, and making an additional appropriation therefor" (Int. No. 1110), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. A. Z. Hyman, the Assembly bill (No. 2039), entitled "An act to amend chapter 37 of an act to revise and consolidate the laws relating to the University of the State of New York, known as 'The University Law,' approved by the Governor April 27, 1892, three-fifths being present" (Int. No. 1509), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. West, the Assembly bill (No. 2393), entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 94), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. G. T. Kelly, the Assembly bill (No. 2418), entitled "An act to amend section 5 of chapter 165 of the Laws of 1898, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorneys-at-law or as attorneys and counsellors-at-law in the courts of record of this State,' as amended by chapter 133 of the Laws of 1900" (Int. No. 1700), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Davis, the Assembly bill (No. 2407), entitled "An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15 of the Consolidated School Law" (Int. No. 1662), was referred to the com-

mittee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Roche, the Assembly bill (No. 2429), entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against William Strauss, formerly a captain of the police department of said city, and to reinstate him in said department" (Int. No. 1711), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the Assembly bill (No. 2408) entitled "An act to amend subdivision 2 and subdivision 6 of section 1 of title 18, and section 3 of title 20 of chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to appointment and payment of policemen, and the lighting of streets and public places" (Int. No. 1697), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. DeGraw, the Assembly bill (No. 2361) entitled "An act to amend the Transportation Corporations Law, relative to stage or omnibus routes" (Int. No. 751), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Miller, the Assembly bill (No. 2430) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of erecting and furnishing a quarantine hospital" (Int. No. 1712), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Knipp, the Assembly bill (No. 2416), entitled "An act to authorize the city of Elmira to borrow money and issue its bonds for the payment of its indebtedness other than its bonded indebtedness" (Int. No. 1698), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Bedell the Senate bill (No. 932) entitled "An act to legalize the erection and maintenance of the dam heretofore erected by the Hudson River Water-Power and Paper Company,

now known and designated as the Duncan Company, across the Hudson river at Mechanicville, Saratoga county " (Rec. No. 185), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. J. J. Fitzgerald, the Senate bill (No. 1088) entitled "An act to amend chapter 553 of the Laws of 1895, entitled 'An act in relation to the Supreme Court in the First Judicial District and the Appellate Division thereof, in the First Department' as amended by chapter 374 of the Laws of 1899 in relation to the duty and compensation of clerks" (Rec. No. 267), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (Int. No. 860) entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives" (Rec. No. 168), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On motion of Mr. Allds, the House adjourned.

FRIDAY, MARCH 30, 1900.

The House met pursuant to adjournment.

Prayer by Rev. George N. Karner.

On motion of Mr. Allds, the reading of the journal of yesterday was dispersed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend chapter 590 of the Laws of 1899." (No. 2422, Int. No. 1704.)

"An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits." (No. 2321, Int. No. 1667.)

"An act authorizing the comptroller of the city of New York to cancel the bonds of the receivers or collectors of taxes for the years 1896 and 1897, in certain former towns in Queens county." (No. 2414, Int. No. 1695.)

"An act to provide for the organization of a trust company to be located in the borough of Brooklyn, city of New York." (No. 1029, Int. No. 879.)

"An act to amend section 83 of chapter 317 of the Laws of 1894, entitled 'An act in relation to the public lands,' constituting chapter 11 of the general laws." (No. 1424, Int. No. 1706.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 923) entitled "An act to amend the Domestic Commerce Law and the Penal Code, relative to night watchmen for hotels" (Int. No. 802), reported in favor of the passage of the same, with the following amendment, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 2, line 16, after the word "hotel" insert the words "exceeding four stories in height."

Which report was agreed to and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the

consideration of the special orders on third reading heretofore reported:

"An act to exempt the real estate of the Young Men's Hebrew Association from taxation and assessments." (No. 2233, Int. No. 1617.)

"An act to amend section 2509 of the Code of Civil Procedure, in relation to the clerk of Surrogate's Court of the county of New York." (No. 2225, Int. No. 1609.)

"An act to reappropriate moneys appropriated by chapter 629 of the Laws of 1898, and chapter 219 of the Laws of 1899, for the construction of a swing bridge over the Champlain canal in the town of Waterford, and making an additional appropriation therefor." (No. 1350, Int. No. 1110.)

"An act to amend chapter 37 of an act to revise and consolidate the laws relating to the University of the State of New York, known as "the University Law," approved by the Governor, April 27, 1892, three-fifths being present." (No. 2039, Int. No. 1509.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendments, and that the same be made special orders on third reading immediately:

"An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments." (No. 2393, Int. No. 94.)

"An act to amend section 5 of chapter 165 of the Laws of 1898, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorney-at-law or as attorneys and counsellors-at-law in the courts of record of this state,' as amended by chapter 133 of the Laws of 1900." (No. 2418, Int. No. 1700.)

"An act to secure equal rights to colored children in the state of New York, and to repeal section 28, article 11, title 15, of the Consolidated School Law." (No. 2407, Int. No. 1662.)

"An act to enable the board of police commissioners of the city of New York, to rehear and determine the charges against William Strauss, formerly a captain of the police department of said city, and to reinstate him in said department." (No. 2429, Int. No. 1711.)

"An act to amend subdivision 2 and subdivision 6 of section 1 of title 18 and section 3 of title 20 of chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to appointment and payment of policemen and the lighting of streets and public places." (No. 2408, Int. No. 1697.)

"An act to amend the Transportation Corporations Law, relative to stage or omnibus routes." (No. 2361, Int. No. 751.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of erecting and furnishing a quarantine hospital." (No. 2430, Int. No. 1712.)

"An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness." (No. 2416, Int. No. 1698.)

Senate, "An act to legalize the erection and maintenance of the dam heretofore erected by the Hudson River Water-Power and Paper Company, now known and designated as the Duncan Company, across the Hudson river at Mechanicville, Saratoga county." (No. 932, Rec. No. 185.)

Senate, "An act to amend chapter 553 of the Laws of 1895, entitled 'An act in relation to the Supreme Court in the First Judicial District and the Appellate Division thereof in the First Department' as amended by chapter 374 of the Laws of 1899 in relation to the duty and compensation of clerks." (No. 1088, Rec. No. 267.)

Which report was agreed to and said bills ordered made special orders on third reading immediately.

Mr. Rodenbeck introduced a bill entitled "An act to amend the Executive Law relating to counsel to the Governor and to repeal certain acts" (Int. No. 1724), which was read the first time.

On motion of Mr. Rodenbeck, and by unanimous consent, said

bill was read the second time and ordered to a third reading and referred to the committee on general laws.

The Senate sent for concurrence the following entitled bills:

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to Joseph H. Garvey compensation for services actually rendered to the city of New York in the department of public charities in the year 1899, pending the preparation of municipal civil service lists for the position of superintendent of Bellevue Hospital dispensary” (Rec. No. 325), which was read the first time and referred to the committee on affairs of cities.

“An act to amend the Transportation Corporations Law by the addition thereto of a new section in relation to existing routes and extensions” (No. 1333, Rec. No. 326), which was read the first time and referred to the committee on the judiciary.

“An act to amend the Liquor Tax Law relating to a special deputy commissioner for Monroe county” (No. 1320, Rec. No. 327), which was read the first time.

On motion of Mr. Rodenbeck, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Rodenbeck, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor there of, and three-fifths being present.

{ AYES 128 }
{ NOES 60 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hawkins	Metcalfe	Sands
Ahern	Dillon	Henry	Metzler	Scanlon
Allds	Doughty	Herrick	Miller	Siems
Aggar	Dusinbery	Hitchcock	Minton	Slater

Axtell	Ellis	Holsten	Morgan	Sloane
Babcock	Everett	Hyman, A Z	Morris	Smith J E
Baker	Fallows	Hyman, S F	O'Connell	Smith, J L
Barnes	Fancher	Johnson	O'Connor	Smith J T
Baum	Fish	Kelley E E	Patton	Snyder R A
Bedell	Fiske	Kelly, G T	Phillips	Snyder T
Beede	Fitzger'd J B	Kelsey	Phipps	Stevens
Bradley	Fitzger'd J J	Kittell	Platt	Streifler
Brennan	Fordyce	Knipp	Post	Sullivan, T P
Bryan	Fowler	Larzelere	Poth	Sullivan W J
Burnett	Galbraith	Lewis M E	Price	Swift
Cain	Gale	Lewis T D	Remsen	Trainor
Cohn	Gardiner, R	Litchard	Rierdon	Treat
Cook	Gardner, C J	Maher	Roberts	Tripp
Cooley	Gleason	Marson	Roche	Waite
Costello	Graham	Martin	Rodenbeck	Weekes
Cotton	Green	McCreary	Rogers	West
Coughtry	Griffith	McEwan	Russell	Wheeler
Darrison	Hallock	McInerney	Ryttenberg	Wilson
Davis	Halpin	McKeown	Sage	Wissel
De Graw	Harburger	McMillan	Sanders	Witter
Delaney, J T	Harris	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend section 2509 of the Code of Civil Procedure, in relation to the clerk of Surrogate's Court of the county of New York" (No. 1312, Rec. No. 345), which was read the first time.

On motion of Mr. Fallows, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fallows, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sawyer
Ahern	Doughty	Herrick	Metcalfe	Scanlon
Allds	Dusinbery	Hill	Metzler	Slater
Apgar	Egan	Hitchcock	Miller	Sloane
Axtell	Ellis	Holsten	Minton	Smith, A R
Babcock	Everett	Honeck	Morgan	Smith, J L
Baker	Fallows	Hyman, A Z	Morris	Smith, J T
Barnes	Fancher	Hyman, S F	O'Connell	Snyder, R A
Baum	Farrell	Irwin	O'Connor	Snyder, T
Beede	Fiske	Johnson	Patton	Stevens
Bedell	Fitzger'd J J	Juengst	Phillips	Stewart
Bradley	Fordyce	Kelley, E E	Phipps	Streifler
Brennan	Fowler	Kelly, G T	Platt	Sullivan, T P
Bryan	Galbraith	Kelsey	Post	Sullivan, W J
Burnett	Gale	Kittell	Poth	Swift
Cain	Gardner, C J	Larzelere	Prince	Trainor
Cohn	Gleason	Lewis, M E	Remsen	Treat
Cook	Graham	Lewis, T D	Rierdon	Tripp
Cooley	Green	Litchard	Roberts	Waite
Costello	Guider	Maher	Rodenbeck	Walrath
Cotton	Hallock	Marson	Rogers	Weekes
Coughtry	Halpin	Martin	Rowe	West
Darrison	Harburger	McCreary	Russell	Wheeler
Davis	Harris	McInerney	Sage	Wilson
De Graw	Hasenflug	McKeown	Sanders	Wissel
Delaney, W F	Hatch	McMillan	Sands	Witter
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to authorize the abolition of certain grade crossings in the city of New York " (No. 1330, Rec. No. 369), which was read the first time.

On motion of Mr. Morris, and by unanimous consent, said bill was read the second time, and ordered to a third reading.

On motion of Mr. Morris, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Griffith	Martin	Ryttenberg
Ahern	De Graw	Hallock	McCreary	Sage
Allds	Delaney, J T	Halpin	McEwan	Sanders
Apgar	Delaney, W F	Harris	McInerney	Sawyer
Axtell	Demarest	Hasenflug	McKeown	Scanlon
Babcock	Dusinbery	Hatch	Meister	Sharkey
Baker	Egan	Henry	Metcalfe	Slater
Barnes	Ellis	Herrick	Metzler	Smith, A R
Baum	Everett	Hill	Miller	Smith, J E
Bedell	Fallows	Holsten	Minton	Smith J T
Beede	Fancher	Honeck	Morgan	Snyder, T
Bradley	Farrell	Hyman, A	ZO'Connell	Stevens
Brennan	Fish	Hyman, S F	O'Connor	Streifler
Bryan	Fitzger'd J B	Johnson	Patton	Sullivan, T P
Burnett	Fordyce	Juengst	Phillips	Swift
Cain	Fowler	Kelly, G T	Plank	Treat
Cohn	Frisbie	Kelsey	Platt	Tripp
Conger	Galbraith	Kittell	Post	Walrath
Cook	Gardiner, R	Larzelere	Price	West
Costello	Gardner, C J	Lewis, M E	Remsen	Wilson
Cotton	Gleason	Lewis, T D	Roche	Wissel
Coughtry	Graham	Litchard	Rogers	Witter
Darrison	Green	Marson	Rowe	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 2396) entitled "An act to provide for the plans for the erection of an armory for the Naval Militia, and making an appropriation therefor" (Int. No. 693), was read the second time.

On motion of Mr. Cotton, said bill was placed on the order of third reading.

On motion of Mr. Cotton, and by unanimous consent, said bill was read the third time, having been printed and upon the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Green	Maher	Sage
Ahern	Delaney J. T	Guider	Marson	Sanders
Allds	Delaney, W F	Hallock	McCreary	Sawyer
Apgar	Demarest	Halpin	McEwan	Scanlon
Axtell	Dillon	Harburger	McKeown	Siems
Babcock	Doughty	Hasenflug	McMillan	Sloane
Baker	Dusinbery	Hatch	Meister	Smith, A R
Barnes	Egan	Henry	Metzler	Smith, J E
Baum	Everett	Hill	Miller	Smith J L
Bedell	Fallows	Hitchcock	Morgan	Snyder, T
Beede	Fancher	Honeck	Morris	Stevens
Bradley	Farrell	Hyman, S F	O'Connell	Stewart
Brennan	Fish	Irwin	O'Connor	Streifler
Bryan	Fitzger'ld JB	Johnson	Phillips	Sullivan, T P
Burnett	Fitzger'ld JJ	Juengst	Phipps	Swift
Cain	Fordyce	Kelley, E E	Platt	Treat
Cohn	Fowler	Kelly, G T	Post	Waite
Conger	Frisbie	Kelsey	Price	Walrath
Cook	Galbraith	Kittell	Prince	West
Cooley	Gale	Knipp	Remsen	Wheeler
Costello	Gardner, C J	Larzelere	Rierdon	Wilson
Cotton	Geoghan	Lewis, M E	Roche	Wissel
Darrison	Gleason	Lewis, T D	Rogers	Witter
Davis	Graham	Litchard	Russell	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2397) entitled "An act providing for the repair, improvement and enlargement of the State armory in the city of Troy, Rensselaer county, and making an appropriation for said purposes, and providing for the purchase of a site for such armory

and the taking of real estate therefor" (Int. No. 413), was read the second time.

On motion of Mr. Russell, said bill was placed on the order of third reading.

On motion of Mr. Russell, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 147 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	McMillan	Sands
Ahern	Egan	Henry	Meister	Sawyer
Allds	Ellis	Herrick	Metcalfe	Scanlon
Apgar	Everett	Hill	Metzler	Sharkey
Axtell	Fallows	Hitchcock	Miller	Siems
Babcock	Fancher	Holsten	Minton	Slater
Baker	Farrell	Honeck	Morgan	Sloane
Barnes	Fish	Hyman, A Z	Morris	Smith, A R
Baum	Fiske	Hyman, S F	O'Connell	Smith, J E
Bedell	Fitzger'd J B	Irwin	O'Connor	Smith, J L
Beede	Fitzger'd J J	Johnson	Patton	Smith, J T
Brennan	Fordyce	Juengst	Phillips	Snyder, R A
Bryan	Fowler	Kelley, E E	Phipps	Snyder, T
Burnett	Frisbie	Kelly, G T	Plank	Stevens
Cain	Galbraith	Kelsey	Platt	Stewart
Cohn	Gale	Kittell	Post	Streifler
Conger	Gardiner, R	Knipp	Poth	Sullivan T P
Cook	Gardner, C J	Larzelere	Price	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Prince	Trainor
Costello	Gleason	Lewis, M E	Rensen	Treat
Cotton	Graham	Lewis, T D	Roberts	Tripp
Coughtry	Green	Litchard	Rierdon	Waite
Darrison	Griffith	Maher	Roche	Walrath
Davis	Guider	Marson	Rodenbeck	Weekes
De Graw	Hallock	Martin	Rowe	West

Delaney, J T	Halpin	McCreary	Russell	Wheeler
Delaney, W F	Harburger	McEwan	Ryttenberg	Wilson
Demarest	Harris	McInerney	Sage	Wissel
Dillon	Hasenflug	McKeown	Sanders	Witter
Doughty	Hatch			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2395) entitled "An act to provide for the plans for the erection of an armory in the borough of Brooklyn, city of New York, for the use of Troop C, National Guard, and making an appropriation therefor" (Int. No. 340), was read the second time.

On motion of Mr. Price said bill was placed on the order of third reading.

On motion of Mr. Price and by unanimous consent said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	Meister	Sharkey
Ahern	Doughty	Hasenflug	Metcalfe	Siems
Allds	Dusinbery	Hatch	Metzler	Slater
Apgar	Egan	Hawkins	Miller	Sloane
Axtell	Ellis	Henry	Minton	Smith, A R
Babcock	Fallows	Herrick	Morgan	Smith, J E
Baker	Fancher	Hill	Morris	Smith, J L
Barnes	Farrell	Hitchcock	O'Connor	Smith, J T
Baum	Fish	Holsten	Patton	Snyder, R A
Bedell	Fiske	Honeck	Phillips	Snyder, T
Beede	Fitzger'd	J B Hyman, A	Z Plank	Stevens
Bradley	Fitzger'd	J J Hyman, S	F Platt	Stewart
Brennan	Fordyce	Irwin	Poth	Streifer
Bryan	Fowler	Juengst	Price	Sullivan, T P
Burnett	Frisbie	Kelly, G T	Prince	Sullivan, W J

Cain	Galbraith	Kelsey	Remsen	Swift
Cohn	Gale	Kittell	Rierdon	Trainor
Conger	Gardiner, R	Knipp	Roberts	Treat
Cooley	Gardner, C J	Larzelere	Roche	Tripp
Costello	Geoghan	Lewis, M E	Rodenbeck	Waite
Cotton	Gleason	Lewis, T D	Rogers	Walrath
Coughtry	Graham	Litchard	Rowe	Weekes
Darrison	Green	Maher	Russell	West
Davis	Griffith	Marson	Ryttenberg	Wheeler
De Graw	Guider	McCreary	Sanders	Wilson
Delaney, J T.	Hallock	McEwan	Sands	Wissel
Delaney W F	Halpin	McInerney	Sawyer	Witter
Demarest	Harburger	McMillan	Scanlon	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2394), entitled "An act to amend the Consolidated School Law, relating to the qualifications of school commissioners" (Int. No. 782), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sanders
Ahern	Dusinbery	Hatch	Meister	Sands
Allds	Egan	Hawkins	Metcalfe	Scanlon
Apgar	Ellis	Henry	Metzler	Sharkey
Axtell	Everett	Herrick	Miller	Siems
Babcock	Fallows	Hill	Minton	Slater
Baker	Fancher	Hitchcock	Morgan	Sloane
Barnes	Farrell	Honeck	Morris	Smith, A R
Baum	Fish	Hyman, A	Z O'Connell	Smith, J E
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd	J B Irwin	Patton	Snyder, R A
Bradley	Fitzger'd	J J Johnson	Phillips	Snyder, T
Bryan	Fordyce	Juengst	Phipps	Stevens
Burnett	Fowler	Kelley, E E	Plank	Stewart

Cain	Frisbie	Kelly, G T	Platt	Streifler
Cohn	Galbraith	Kelsey	Post	Sullivan, T P
Conger	Gale	Kittell	Price	Sullivan, W J
Cook	Gardiner, R	Knipp	Prince	Swift
Cooley	Gardner, C J	Larzelere	Remsen	Trainor
Costello	Geoghan	Lewis, M E	Rierdon	Tripp
Cotton	Gleason	Lewis, T D	Roberts	Waite
Coughtry	Graham	Litchard	Roche	Walrath
Darrison	Green	Maher	Rodenbeck	West
Davis	Griffith	Marson	Rogers	Weekes
De Graw	Guider	Martin	Rowe	Wheeler
Delaney J T	Hallock	McCreary	Russell	Wilson
Delaney W F	Halpin	McEwan	Ryttenberg	Wissel
Demarest	Harburger	McInerney	Sage	Witter
Dillon	Harris	McKeown		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2393) entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 94), having been announced for a third reading,

On motion of Mr. West, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2392) entitled "An act to amend chapter 269 of the Laws of 1897, entitled 'An act to provide for the construction and maintenance of bridges over the waters between cities and towns of incorporated villages in said towns,' relative to the cost of acquiring land for approaches to said bridges" (Int. No. 1052), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 124 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McMillan	Sands
Ahern	Doughty	Henry	Meister	Scanlon
Allds	Dusinbery	Hill	Metcalfe	Sharkey
Apgar	Egan	Hitchcock	Metzler	Siems
Axtell	Ellis	Holsten	Miller	Slater
Babcock	Fallows	Honeck	Minton	Smith, A R
Baker	Fancher	Hyman, A Z	Morgan	Smith, J L
Barnes	Farrell	Hyman, S F	Morris	Smith, J T
Baum	Fish	Irwin	O'Connell	Snyder, R A
Bedell	Fiske	Johnson	Patton	Snyder, T
Beede	Fitzger'd JJ	Kelley, E E	Phillips	Stevens
Brennan	Fordyce	Kelly, G T	Phipps	Stewart
Bryan	Fowler	Kelsey	Plank	Sullivan, T P
Burnett	Frisbie	Kittell	Platt	Sullivan, W J
Cain	Galbraith	Knipp	Poth	Swift
Cohn	Gardiner, R	Lewis, M E	Prince	Trainor
Conger	Gardner, C J	Lewis, T D	Remsen	Treat
Cook	Gleason	Litchard	Roberts	Tripp
Cooley	Graham	Maher	Roche	Walrath
Costello	Green	Marson	Rodenbeck	Weekes
Coughtry	Griffith	Martin	Rogers	West
Darrison	Guider	McCreary	Russell	Wilson
Davis	Hallock	McEwan	Ryttenberg	Wissel
De Graw	Harburger	McInerney	Sage	Witter
Delaney, J T	Hasenflug	McKeown	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 2389) entitled "An act to amend the Liquor Tax Law, relating to a special deputy commissioner for Monroe county" (Int. No. 1656), having been announced for a third reading,

On motion of Mr. Rodenbeck, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2233) entitled "An act to exempt the real estate of the Young Men's Hebrew Association from taxation and assessment." (Int. No. 1617.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hawkins	Metcalfe	Scanlon
Ahern	Dillon	Henry	Metzler	Sharkey
Allds	Dusinbery	Hill	Miller	Siems
Apgar	Egan	Holsten	Minton	Slater
Axtell	Ellis	Honeck	Morris	Sloane
Babcock	Everett	Hyman, A Z	O'Connell	Smith, A R
Baker	Fancher	Irwin	O'Connor	Smith, J E
Barnes	Farrell	Juengst	Patton	Smith, J T
Baum	Fish	Kelley, E E	Phillips	Snyder, R A
Bedell	Fiske	Kelly, G T	Phipps	Snyder, T
Beede	Fitzger'd J B	Kelsey	Plank	Stevens
Bradley	Fitzgerald J J	Kittell	Platt	Streifler
Brennan	Fordyce	Knipp	Post	Sullivan, T P
Bryan	Fowler	Larzelere	Poth	Sullivan, W J
Burnett	Galbraith	Lewis, M E	Price	Swift
Cain	Gale	Lewis, T D	Remsen	Trainor
Cohn	Gardiner, R	Litchard	Rierdon	Treat
Conger	Gardner, C J	Maher	Roberts	Tripp
Cook	Gleason	Marson	Roche	Waite
Cooley	Graham	Martin	Rodenbeck	Walrath
Costello	Green	McCreary	Rogers	Weekes
Cotton	Griffith	McEwan	Rowe	West
Coughtry	Guider	McInerney	Russell	Wheeler
Davis	Hallock	McKeown	Rytenberg	Wilson
De Graw	Harburger	McMillan	Sanders	Wissel
Delaney, J T	Harris	Meister	Sawyer	Witter
Delaney, W F	Hasenflug			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2225) entitled "An act to amend section 2509 of the Code of Civil

Procedure, in relation to the clerk of Surrogate's Court of the county of New York." (Int. No. 1609.)

Said bill having been announced for a third reading,

On motion of Mr. Fallows, said bill was laid aside, and ordered stricken from the calendar.

The Speaker announced the special order, being the bill (No. 1350) entitled "An act to reappropriate moneys appropriated by chapter 629, of the Laws of 1898, and chapter 219 of the Laws of 1899, for the construction of a swing bridge over the Champlain canal in the town of Waterford, and making an additional appropriation therefor." (Int. No. 1110.)

On motion of Mr. West, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Scanlon
Ahern	Egan	Henry	Metcalfe	Siems
Allds	Ellis	Herrick	Metzler	Sharkey
Apgar	Everett	Hill	Miller	Siems
Axtell	Fallows	Hitchcock	Minton	Slater
Babcock	Fancher	Holsten	Morgan	Sloane
Baker	Farrell	Honeck	Morris	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connell	Smith, J E
Baum	Fiske	Hyman, S F	O'Connor	Smith, J L
Bedell	Fitzger'd J B	Irwin	Patton	Smith, J T
Beede	Fitzger'd J J	Johnson	Phillips	Snyder, R A
Bradley	Fordyce	Juengst	Phipps	Snyder, T
Brennan	Fowler	Kelley, E E	Plank	Stevens
Bryan	Frisbie	Kelly, G T	Platt	Stewart
Burnett	Galbraith	Kelsey	Post	Streifler
Cain	Gale	ittell	Poth	Sullivan, T P
Cohn	Gardiner, R	Knipp	Price	Sullivan, W J

Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Costello	Gleason	Lewis, T D	Rierdon	Treat
Cotton	Graham	Litchard	Roberts	Tripp
Coughtry	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath
Davis	Guider	Martin	Rowe	Weekes
De Graw	Hallock	McCreary	Rytenberg	West
Delaney, J T	Halpin	McEwan	Sage	Wheeler
Delaney, W F	Harburger	McInerney	Sanders	Wilson
Demarest	Harris	McKeown	Sands	Wissel
Dillon	Hasenflug	McMillan	Sawyer	Witter
Doughty				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2039 entitled "An act to amend chapter 37 of an act to revise and consolidate the laws relating to the University of the State of New York, known as 'The University Law,' approved by the Governor, April 27, 1892, three-fifths being present." (Int. No. 1509.)

On motion of Mr. A. T. Hyman, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Guider	McInerney	Sanders
Ahearn	Davis	Harburger	McMillan	Sawyer
Allds	De Graw	Hasenflug	Meister	Scanlon
Apgar	Delaney, J T	Hawkins	Metcalfe	Siems
Axtell	Delaney, W F	Henry	Metzler	Sloane
Babcock	Demarest	Hill	Miller	Smith, A R
Baker	Dillon	Holsten	Minton	Smith, J E

Barnes	Doughty	Honeck	Morris	Smith J T
Baum	Dusinbery	Hyman, S F	O'Connell	Snyder, R A
Bedell	Ellis	Irwin	O'Connor	Snyder, T
Beede	Fallows	Kelley, E E	Phillips	Stewart
Bradley	Fancher	Kelly, G T	Phipps	Streifler
Brennan	Farrell	Kelsey	Platt	Sullivan, T P
Bryan	Fish	Kittell	Post	Sullivan, W J
Burnett	Fitzger'ld J B	Knipp	Price	Trainor
Cain	Fitzger'ld J J	Larzelere	Prince	Tripp
Cohn	Fowler	Lewis, T D	Remsen	Waite
Conger	Frisbie	Lewis, M E	Roberts	Walrath
Cook	Gale	Litchard	Roche	Weekes
Cooley	Gardner, C J	Maher	Rogers	Wheeler
Costello	Geoghan	Marson	Rowe	Wilson
Cotton	Graham	McCreary	Ryttenberg	Witter
Coughtry	Green	McEwan	Sage	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1029) entitled "An act to provide for the organization of a trust company to be located in the borough of Brooklyn, city of New York." (Int. No. 879.)

On motion of Mr. De Graw, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Harris	McInerney	Sage
Ahern	Delaney, W F	Hatch	McKeown	Sands
Allds	Demarest	Henry	McMillan	Scanlon
Apgar	Dillon	Herrick	Meister	Sharkey
Axtell	Doughty	Hitchcock	Metcalfe	Siems

Babcock	Dusinbery	Holsten	Miller	Sloane
Baker	Ellis	Hyman, A Z	Minton	Smith, A R
Barnes	Fallows	Hyman, S F	Morgan	Smith J E
Bedell	Fancher	Irwin	Morris	Smith J T
Beede	Fish	Juengst	O'Connell	Snyder, R A
Bradley	Fiske	Kelley, E E	Patton	Stevens
Brennan	Fitzger'd J B	Kelly, G T	Phillips	Stewart
Bryan	Fitzger'd J J	Kelsey	Phipps	Streifler
Burnett	Fowler	Kittell	Plank	Sullivan, T P
Cain	Galbraith	Knipp	Platt	Sullivan, W J
Cohn	Gale	Larzelere	Poth	Swift
Conger	Gardiner, R	Lewis, M E	Price	Treat
Cook	Geoghan	Lewis, T D	Prince	Tripp
Cooley	Gleason	Litchard	Rierdon	Walrath
Costello	Graham	Maher	Roberts	Weekes
Cotton	Griffith	Marson	Roche	Wheeler
Coughtry	Guider	Martin	Rodenbeck	Wilson
Darrison	Hallock	McCreary	Rowe	Wissel
Davis	Harburger	McEwan	Ryttenberg	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1088) entitled "An act to amend chapter 553 of the Laws of 1895, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof, in the first department' as amended by chapter 374 of the Laws of 1899 in relation to the duty and compensation of clerks." (Rec. No. 267.)

On motion of Mr. J. B. Fitzgerald, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Meister	Sanders
Ahern	Dusinbery	Herrick	Metcalfe	Sands
Allds	Ellis	Hill	Metzler	Sawyer
Apgar	Everett	Hitchcock	Miller	Scanlon
Axtell	Fallows	Holsten	Minton	Sharkey
Babcock	Fancher	Honeck	Morgan	Slater
Baker	Fish	Hyman, A Z	Morris	Sloane
Barnes	Fiske	Hyman, S F	O'Connell	Smith, A R
Baum	Fitzger'd J B	Irwin	O'Connor	Smith, J E
Bedell	Fitzger'd J J	Johnson	Patton	Smith, J L
Beede	Fordyce	Juengst	Phillips	Smith, J T
Bradley	Fowler	Kelley, E E	Phipps	Snyder, R A
Brennan	Galbraith	Kelly, G T	Plank	Stevens
Bryan	Gale	Kelsey	Platt	Stewart
Burnett	Gardiner, R	Kittell	Post	Streifler
Cain	Geoghan	Knipp	Poth	Sullivan, T P
Cohn	Gleason	Larzelere	Price	Sullivan, W J
Conger	Graham	Lewis, M E	Prince	Swift
Cook	Green	Lewis, T D	Remsen	Trainor
Costello	Griffith	Litchard	Roberts	Tripp
Cotton	Guider	Maher	Roche	Waite
Coughtry	Hallock	Marson	Rodenbeck	Walrath
Darrison	Halpin	Martin	Rogers	Weekes
Davis	Harburger	McCreary	Rowe	West
De Graw	Harris	McEwan	Russell	Wilson
Delaney J T	Hasenflug	McInerney	Ryttenberg	Wissel
Delaney, W F	Hatch	McKeown	Sage	Witter
Demarest	Hawkins	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 932) entitled "An act to legalize the erection and maintenance of the dam heretofore erected by the Hudson River Water-Power and Paper Company, now known and designated as the Duncan Company, across the Hudson river at Mechanicville, Saratoga county." (Rec. No. 185.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Henry	Metzler	Sharkey
Ahern	Dillon	Herrick	Miller	Siems
Allds	Doughty	Hitchcock	Minton	Slater
Apgar	Dusinbery	Holsten	Morgan	Smith, A R
Axtell	Egan	Honeck	Morris	Smith, J E
Babcock	Ellis	Hyman, A Z	O'Connell	Smith, J L
Baker	Everett	Hyman, S F	Patton	Smith, J T
Barnes	Fallows	Irwin	Phillips	Snyder, R A
Baum	Fancher	Juengst	Phipps	Snyder, T
Bedell	Farrell	Kelley, E E	Plank	Stevens
Beede	Fish	Kelly, G T	Platt	Stewart
Bradley	Fitzger'ld JB	Kelsey	Post	Streifler
Brennan	Fitzger'ld JJ	Kittell	Poth	Sullivan, T P
Bryan	Fowler	Knipp	Price	Sullivan, W J
Burnett	Galbraith	Larzelere	Prince	Swift
Cain	Gale	Lewis, M E	Remsen	Trainor
Cohn	Gardner, C J	Lewis, T D	Roberts	Treat
Conger	Gleason	Litchard	Roche	Tripp
Cook	Graham	Marson	Rodenbeck	Waite
Cooley	Green	Martin	Rowe	Walrath
Costello	Griffith	McCreary	Russell	Weekes
Cotton	Guider	McEwan	Sage	West
Coughtry	Hallock	McInerney	Sanders	Wheeler
Darrison	Harburger	McKeown	Sands	Wilson
Davis	Harris	McMillan	Sawyer	Wissel
De Graw	Hasenflug	Meister	Scanlon	Witter
Delaney, W F	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No.

2321) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits." (Int. No. 1667.)

On motion of Mr. Coughtry, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McMillan	Sawyer
Ahern	Egan	Hawkins	Meister	Scanlon
Allds	Ellis	Henry	Metcalf	Sharkey
Apgar	Everett	Herrick	Metzler	Siems
Axtell	Fallows	Hill	Miller	Slater
Babcock	Fancher	Hitchcock	Minton	Sloane
Baker	Farrell	Holsten	Morgan	Smith, A R
Barnes	Fish	Honeck	Morris	Smith, J E
Baum	Fiske	Hyman, A	ZO'Connell	Smith, J L
Bedell	Fitzger'd JB	Hyman, S F	O'Connor	Smith, J T
Beede	Fitzger'd JJ	Irwin	Patton	Snyder, R A
Bradley	Fordyce	Johnson	Phillips	Snyder, T
Brennan	Fowler	Juengst	Phipps	Stewart
Burnett	Frisbie	Kelley, E E	Plank	Streifler
Cain	Galbraith	Kelly, G T	Platt	Sullivan, T P
Cohn	Gale	Kelsey	Post	Sullivan, W J
Conger	Gardiner, R	Kittell	Poth	Swift
Cook	Gardner C J	Knipp	Price	Trainor
Costello	Geoghan	Larzelere	Prince	Treat
Cotton	Gleason	Lewis, M E	Remsen	Tripp
Coughtry	Graham	Lewis, T D	Roberts	Waite
Darrison	Green	Litchard	Roche	Walrath
Davis	Griffith	Maher	Rodenbeck	Weekes
De Graw	Guider	Marson	Rogers	West
Delaney, J T	Hallock	Martin	Rowe	Wheeler

Delaney, W F	Halpin	McCreary	Russell	Wilson
Demarest	Harburger	McEwan	Rytenberg	Wissel
Dillon	Harris	McInerney	Sage	Witter
Doughty	Hasenflug	McKeown	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1079) entitled "An act to amend section 147 of chapter 275 of the Laws of 1899, entitled 'An act to revise the charter of the city of Gloversville.'" (Rec. No. 269.)

On motion of Mr. Fordyce, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Fancher	Hyman, S F	O'Connor	Siems
Ahern	Farrell	Irwin	O'Connell	Slater
Allds	Fish	Johnson	Patton	Sloane
Apgar	Fiske	Juengst	Phillips	Smith, A R
Axtell	Fitzger'd	JB Kelley, E E	Phipps	Smith, J E
Baker	Fordyce	Kelly, G T	Plank	Smith, J L
Barnes	Fowler	Kelsey	Platt	Smith, J T
Baum	Galbraith	Knipp	Post	Snyder, R A
Beede	Gale	Lewis, M E	Poth	Stevens
Brennan	Gardiner, R	Litchard	Price	Stewart
Bryan	Gardner, C J	Maher	Prince	Streifer
Burnett	Geoghan	Marson	Remsen	Sullivan, T P
Cohn	Graham	Martin	Rierdon	Sullivan, W J
Conger	Griffith	McCreary	Roberts	Swift
Cooley	Guider	McEwan	Roche	Trainor
Cotton	Halpin	McInerney	Rodenbeck	Treat
Coughtry	Harburger	McKeown	Rogers	Tripp
Davis	Harris	McMillan	Rowe	Waite

Delaney, J T	Hasenflug	Meister	Russell	Walrath
Delaney, W F	Hawkins	Metcalf	Sage	Weekes
Dillon	Henry	Metzier	Sanders	West
Doughty	Hill	Miller	Sands	Wheeler
Dusinbery	Hitchcock	Minton	Sawyer	Wilson
Ellis	Holsten	Morgan	Scanlon	Wissel
Everett	Honeck	Morris	Sharkey	Witter
Fallows	Hyman, A Z			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1059) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Perry Manrow against the State for damages alleged to have been sustained by him, and to render judgment therefor." (Rec. No. 254.)

On motion of Mr. Fordyce, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Henry	Metzler	Sawyer
Allds	Everett	Herrick	Metcalf	Sharkey
Apgar	Fallows	Hitchcock	Miller	Siems
Axtell	Fancher	Holsten	Minton	Slater
Babcock	Farrell	Honeck	Morris	Sloane
Baker	Fish	Hyman, A Z	O'Connor	Smith A R
Barnes	Fiske	Hyman, S F	O'Connell	Smith, J E
Baum	Fitzger'd	J B Irwin	Patton	Smith, J L
Beede	Fitzger'd	J J Juengst	Phillips	Smith, J T
Bradley	Fordyce	Kelley, E E	Plank	Snyder, R A
Brennan	Fowler	Kelly, G T	Platt	Stevens

Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Streifler
Cain	Gardner, C J	Knipp	Price	Sullivan, T P
Cohn	Geoghan	Larzelere	Remsen	Sullivan, W J
Cook	Gleason	Lewis, M E	Rierdon	Swift
Cooley	Green	Lewis, T D	Roberts	Trainor
Costello	Griffith	Litchard	Roche	Tripp
Cotton	Guider	Maher	Rodenbeck	Waite
Coughtry	Hallock	Marson	Rowe	Walrath
De Graw	Halpin	Martin	Rowe	Weekes
Delaney J T	Harburger	McCreary	Russell	West
Delaney, W F	Harris	McEwan	Ryttenberg	Wheeler
Demarest	Hasenflug	McInerney	Sage	Wilson
Doughty	Hatch	McMillan	Sanders	Wissel
Dusinbery	Hawkins	Meister	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 454) entitled "An act to amend chapter 378 of the Laws of 1897 entitled "An act to unite into one community under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof' in relation to buildings in the city of New York." (Rec. No. 175.)

On motion of Mr. Brennan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	McMillan	Sands
Ahern	Egan	Hatch	Meister	Sawyer
Allds	Everett	Henry	Metcalfe	Scanlon
Apgar	Fallows	Herrick	Metzler	Siems
Axtell	Fancher	Hitchcock	Minton	Slater
Baker	Fish	Holsten	Morgan	Smith, A R
Barnes	Fiske	Honeck	O'Connell	Smith, J E
Baum	Fitzger'd JB	Hyman, A Z	O'Connor	Smith J T
Bedell	Fitzger'd JJ	Hyman, S F	Patton	Snyder R A
Beede	Fordyce	Johnson	Phipps	Snyder T
Bradley	Fowler	Juengst	Plank	Stevens
Bryan	Frisbie	Kelley E E	Platt	Stewart
Burnett	Galbraith	Kelsey	Post	Sullivan T P
Conger	Gardiner, R	Kittell	Poth	Sullivan W J
Cook	Gardner, C J	Knipp	Price	Swift
Cotton	Geoghan	Larzelere	Remsen	Treat
Coughtry	Gleason	Lewis, M E	Rierdon	Tripp
Darrison	Graham	Lewis, T D	Roberts	Walrath
Davis	Griffith	Litchard	Roche	West
De Graw	Guider	Marson	Rogers	Wheeler
Delaney J. T	Hallock	McCreary	Rowe	Wilson
Delaney, W F	Halpin	McEwan	Russell	Wissel
Demarest	Harburger	McInerney	Ryttenberg	Witter
Doughty	Harris	McKeown	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 728) entitled "An act to amend the Town Law, in relation to the compensation of town officers." (Rec. No. 159.)

On motion of Mr. Rodenbeck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hallock	McCreary	Rytenberg
Ahern	Demarest	Harburger	McEwan	Sage
Allds	Dillon	Harris	McInerney	Sanders
Apgar	Doughty	Hasenflug	McKeown	Sawyer
Axtell	Dusinbery	Hawkins	McMillan	Scanlon
Babcock	Egan	Henry	Meister	Sharkey
Baker	Ellis	Hill	Metcalfe	Siems
Barnes	Everett	Hitchcock	Metzler	Sloane
Baum	Fallows	Holsten	Minton	Smith, A R
Bedell	Fancher	Honeck	Morgan	Smith, J E
Beede	Farrell	Hyman, A Z	Morris	Smith J T
Bradley	Fish	Hyman, S F	O'Connell	Snyder, R A
Brennan	Fitzger'd J B	Irwin	Phillips	Stevens
Bryan	Fitzger'd J J	Juengst	Phipps	Stewart
Burnett	Fordyce	Kelley, E E	Plank	Sullivan, T P
Cain	Fowler	Kelly, G T	Post	Swift
Cohn	Frisbie	Kelsey	Poth	Trainor
Conger	Galbraith	Kittell	Prince	Treat
Cook	Gardiner, R	Knipp	Rierdon	Waite
Cooley	Gardner, C J	Larzelere	Roberts	Walrath
Costello	Geoghan	Lewis, M E	Roche	Weekes
Cotton	Gleason	Lewis, T D	Rogers	Wheeler
Darrison	Green	Litchard	Rowe	Wilson
De Graw	Griffith	Maher	Russell	Wissel
Delaney, J T	Guider	Marson		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 282) entitled "An act to empower the board of estimate and apportionment in the city of New York, in its discretion, to provide funds for the purchase of suitable headquarters for the Williamsburgh Volunteer Firemen's Association." (Rec. No. 298.)

On motion of Mr. Brennan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McKeown	Sawyer
Ahern	Dillon	Harris	Meister	Scanlon
Allds	Doughty	Hasenflug	Metcalfe	Sharkey
Apgar	Dusinbery	Hawkins	Metzler	Siems
Axtell	Egan	Henry	Miller	Sloane
Babcock	Ellis	Herrick	Minton	Smith, A R
Baker	Everett	Hitchcock	Morgan	Smith, J E
Barnes	Fancher	Holsten	Morris	Smith, J T
Baum	Farrell	Honeck	O'Connell	Snyder, R A
Bedell	Fish	Hyman, A	Z Patton	Snyder, T
Beede	Fiske	Irwin	Phillips	Stewart
Bradley	Fitzger'd J J	Juengst	Plank	Striefler
Bryan	Fordyce	Kelley, E E	Post	Sullivan, T P
Burnett	Fowler	Kelly, G T	Poth	Sullivan, W J
Cain	Frisbie	Kelsey	Price	Trainor
Conger	Gale	Knipp	Prince	Treat
Cook	Gardiner, R	Larzelere	Rierdon	Tripp
Costello	Gardner, C J	Lewis, M E	Roberts	Waite
Cotton	Gleason	Lewis, T D	Roche	Weekes
Darrison	Graham	Maher	Rogers	West
Davis	Green	Marson	Rowe	Wilson
De Graw	Guider	Martin	Russell	Wissel
Delaney J T	Hallock	McEwan	Ryttenberg	Witter
Delaney, W F	Halpin	McInerney	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1226) entitled "An act to amend chapter 205 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,'"

with reference to public improvements and eminent domain." (Rec. No. 278.)

On motion of Mr. Patton, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 112 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Halpin	McInerney	Sage
Ahern	Delaney, J T	Hasenflug	McKeown	Sanders
Allds	Delaney W F	Hawkins	McMillan	Sawyer
Apgar	Demarest	Herrick	Meister	Scanlon
Axtell	Doughty	Hill	Metzler	Sharkey
Babcock	Dusinbery	Honeck	Miller	Slater
Baker	Egan	Hyman, A Z	Minton	Sloane
Barnes	Everett	Irwin	Morgan	Smith, A R
Baum	Fancher	Juengst	O'Connell	Smith, J L
Bedell	Farrell	Kelley, E E	Patton	Smith J T
Beede	Fish	Kelly, G T	Phillips	Snyder, R A
Bradley	Fitzger'd J B	Kelsey	Phipps	Stevens
Brennan	Fitzger'd J J	Kittell	Platt	Streifler
Bryan	Fordyce	Knipp	Post	Sullivan, T P
Burnett	Fowler	Larzelere	Price	Sullivan, W J
Cain	Galbraith	Lewis, M E	Prince	Tráinor
Cohn	Gale	Lewis, T D	Remsen	Treat
Conger	Gardner, C J	Litchard	Rierdon	Tripp
Cook	Gleason	Maher	Roche	Walrath
Cooley	Graham	Marson	Rodenbeck	West
Cotton	Green	Martin	Rowe	Wheeler
Coughtry	Guider	McEwan	Russell	Wilson
Darrison	Hallock			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 540) entitled "An act for the relief of the Vernon Park Congregational Church of the city of Mount Vernon, New York, a religious corporation." (Rec. No. 170.)

On motion of Mr. Cooley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 117 }
 } NOES 00 }

Those who voted in the affirmative were

Adams	Delaney, J T	Guider	McCreary	Sands
Ahern	Delaney, W F	Halpin	McEwan	Sawyer
Allds	Doughty	Harris	McInerney	Siems
Apgar	Dusinbery	Hasenflug	McKeown	Sloane
Axtell	Egan	Hatch	McMillan	Smith, A R
Babcock	Ellis	Hawkins	Metcalf	Smith, J L
Baker	Everett	Herrick	Metzler	Snyder, T
Barnes	Fallows	Hitchcock	Miller	Stevens
Baum	Fancher	Holsten	Morgan	Stewart
Beede	Farrell	Honeck	Morris	Streifler
Bradley	Fish	Hyman, A Z	O'Connor	Sullivan, T P
Brennan	Fiske	Irwin	Patton	Sullivan, W J
Bryan	Fitzger'd J J	Johnson	Phipps	Swift
Burnett	Fordyce	Kelley, E E	Platt	Trainor
Cain	Fowler	Kelly, G T	Post	Treat
Cohn	Frisbie	Kelsey	Poth	Tripp
Conger	Galbraith	Knipp	Prince	Waite
Cook	Gale	Larzelere	Remsen	Weekes
Cooley	Gardiner, R	Lewis, M E	Roberts	West
Costello	Gardner, C J	Lewis, T D	Roche	Wheeler
Cotton	Geoghan	Litchard	Rowe	Wilson
Coughtry	Gleason	Maher	Russell	Wissel
Davis	Graham	Marson	Sage	Witter
De Graw	Griffith			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 1016) entitled "An act to authorize the laying out and maintenance of a public park in the town of Oyster Bay, in the county of Nassau and State of New York." (Int. No. 317.)

Said bill having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was placed on the second reading calendar for Monday next.

Mr. Speaker announced the special order, being the Senate bill (No. 687) entitled "An act to amend chapter 626 of the Laws of 1899, entitled 'An act to confer jurisdiction upon the Supreme Court to hear and determine the alleged claim of the Forest Park and Land Company against the State, for the reformation and correction of a deed bearing date, October 2, 1897, executed and delivered by said company to the people of the State of New York, and purporting to convey lands in township No. 6 of Totten and Crossfield's purchase in Hamilton county, with certain reservations, and for the reformation and correction of the record of said deed, and to render judgment thereon.'" (Rec. No. 322.)

On motion of Mr. G. T. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 142 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sands
Ahern	Dusinbery	Hawkins	Metcalfe	Sawyer
Allds	Egan	Henry	Metzler	Scanlon

Apgar	Ellis	Herrick	Miller	Sharkey
Axtell	Everett	Hill	Minton	Siems
Babcock	Fallows	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A Z	O'Connell	Smith, A R
Baum	Fish	Hyman, S F	O'Connor	Smith, J E
Bedell	Fiske	Irwin	Patton	Smith, J T
Beede	Fitzger'd J B	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Juengst	Phipps	Snyder, T
Brennan	Fordyce	Kelley, E E	Plank	Stevens
Bryan	Fowler	Kelly, G T	Platt	Stewart
Burnett	Frisbie	Kelsey	Post	Streifler
Cain	Galbraith	Kittell	Poth	Sullivan T P
Cohn	Gale	Knipp	Price	Sullivan, W J
Conger	Gardiner, R	Larzelere	Prince	Swift
Cook	Gardner, C J	Lewis, M E	Remsen	Trainor
Costello	Gleason	Lewis, T D	Rierdon	Treat
Cotton	Graham	Litchard	Roberts	Waite
Coughtry	Green	Maher	Roche	Walrath
Darrison	Griffith	Marson	Rodenbeck	Weekes
Davis	Guider	McCreary	Rogers	West
De Graw	Hallock	McEwan	Rowe	Wheeler
Delaney, J T	Halpin	McInerney	Russell	Wilson
Delaney, W F	Harburger	McKeown	Ryttenberg	Wissel
Demarest	Harris	McMillan	Sanders	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1214) entitled "An act to revise, amend and consolidate the several acts relating to the village of Oswego Falls, in the county of Oswego and to repeal certain acts in relation thereto." (Rec. No. 321.)

On motion of Mr. Costello, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Sands
Ahern	Doughty	Hasenflug	McKeown	Sawyer
Allds	Dusinbery	Hatch	McMillan	Scanlon
Apgar	Egan	Hawkins	Meister	Sharkey
Axtell	Ellis	Henry	Metcalfe	Siems
Babcock	Everett	Herrick	Metzler	Slater
Baker	Fallows	Hill	Miller	Sloane
Barnes	Fancher	Hitchcock	Minton	Smith, A R
Baum	Farrell	Holsten	Morris	Smith, J E
Bedell	Fish	Honeck	O'Connell	Smith, J L
Beede	Fiske	Hyman, A Z	O'Connor	Smith, J T
Bradley	Fitzger'd J B	Hyman, S F	Patton	Snyder, R A
Brennan	Fitzger'd J J	Irwin	Phillips	Snyder, T
Bryan	Fordyce	Johnson	Phipps	Stevens
Burnett	Fowler	Juengst	Plank	Streifler
Cain	Frisbie	Kelley, E E	Platt	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Post	Sullivan, W J
Conger	Gale	Kelsey	Poth	Swift
Cook	Gardiner, R	Kittell	Prince	Trainor
Cooley	Gardner, C J	Knipp	Remsen	Treat
Costello	Geoghan	Larzelere	Rierdon	Tripp
Cotton	Gleason	Lewis, M E	Roberts	Waite
Coughtry	Graham	Lewis, T D	Roche	Walrath
Darrison	Green	Litchard	Rodenbeck	Weekes
Davis	Griffith	Maher	Rogers	West
De Graw	Guider	Marson	Russell	Wheeler
Delaney, J T	Hallock	Martin	Ryttenberg	Wilson
Delaney, W F	Halpin	McCreary	Sage	Wissel
Demarest	Harburger	McEwan	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1001) entitled "An act to amend the Domestic Commerce Law, in relation to the unlawful detention of milk cans." (Rec. No. 258.)

On motion of Mr. Bedell, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McInerney	Sage
Ahern	Dusinbery	Hatch	McKeown	Sanders
Allds	Egan	Hawkins	Meister	Sands
Apgar	Ellis	Henry	Metcalfe	Sawyer
Axtell	Everett	Herrick	Metzler	Scanton
Babcock	Fallows	Hill	Miller	Sharkey
Baker	Farrell	Hitchcock	Minton	Slater
Barnes	Fish	Holsten	Morgan	Sloane
Baum	Fiske	Honeck	Morris	Smith, A R
Bedell	Fitzger'd JB	Hyman, A	ZO'Connell	Smith, J E
Beede	Fitzger'd JJ	Hyman, S F	O'Connor	Smith, J L
Bradley	Fordyce	Irwin	Patton	Smith J T
Brennan	Fowler	Johnson	Phillips	Snyder, R A
Bryan	Frisbie	Juengst	Phipps	Stevens
Burnett	Galbraith	Kelley, E E	Plank	Stewart
Cain	Gale	Kelly, G T	Platt	Streifler
Cohn	Gardiner, R	Kelsey	Post	Sullivan, T P
Conger	Gardner, C J	Kittell	Poth	Sullivan, W J
Cook	Geoghan	Knipp	Price	Swift
Cooley	Gleason	Larzelere	Prince	Trainor
Costello	Graham	Lewis, M E	Remsen	Treat
Cotton	Green	Lewis, T D	Rierdon	Waite
Coughtry	Griffith	Litchard	Roberts	Walrath
Darrison	Guider	Maher	Roche	Weekes
Davis	Hallock	Marson	Rogers	Wheeler
De Graw	Halpin	Martin	Rowe	Wilson
Delaney, J T	Harburger	McCreary	Russell	Wissel
Delaney, W F	Harris	McEwan	Ryttenberg	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1183) entitled "An act to amend section 221 of the Code of Civil Procedure, in relation to a deputy clerk of the Appellate Division of the Third Department." (Rec. No. 263.)

On motion of Mr. West, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalf	Scanlon
Ahern	Ellis	Henry	Metzler	Sharkey
Allds	Everett	Herrick	Miller	Siems
Apgar	Fallows	Hitchcock	Minton	Slater
Axtell	Fancher	Holsten	Morgan	Sloane
Babcock	Farrell	Honeck	Morris	Smith, A R
Baker	Fish	Hyman, A	Z O'Connor	Smith, J L
Barnes	Fiske	Hyman, S F	Patton	Smith J T
Baum	Fitzger'd	J B Irwin	Phillips	Snyder, T
Bedell	Fitzger'd	J J Johnson	Phipps	Stevens
Bradley	Fordyce	Juengst	Platt	Stewart
Brennan	Fowler	Kelley, E E	Post	Streifer
Bryan	Frisbie	Kelly, G T	Poth	Sullivan, T P
Cain	Galbraith	Kelsey	Price	Sullivan, W J
Cohn	Gale	Kittell	Prince	Swift
Conger	Gardner, C	J Knipp	Remsen	Trainor
Cook	Geoghan	Larzelere	Roberts	Treat
Cooley	Gleason	Lewis, M E	Roche	Tripp
Costello	Graham	Lewis, T D	Rodenbeck	Waite
Cotton	Green	Litchard	Rogers	Walrath

Darrison	Guider	Maher	Rowe	Weekes
Davis	Hallock	Martin	Russell	West
De Graw	Halpin	McCreary	Ryttenberg	Wheeler
Delaney, J T	Harburger	McEwan	Sage	Wilson
Delaney, W F	Harris	McInerney	Sands	Wissel
Demarest	Hasenflug	McKeown	Sawyer	Witter
Dillon	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 624) entitled "An act to further amend section 11 of chapter 397 of the Laws of 1890, entitled 'An act to incorporate the River Bridge Company.'" (Rec. No. 114.)

On motion of Mr. Hill, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Scanlon
Ahern	Egan	Henry	Metzler	Siems
Allds	Ellis	Herrick	Miller	Slater
Apgar	Everett	Hill	Morgan	Sloane
Axtell	Fallows	Hitchcock	Morris	Smith, A R
Babcock	Fancher	Holsten	O'Connell	Smith, J E
Baker	Farrell	Honeck	O'Connor	Smith, J L
Barnes	Fish	Hyman, A Z	Patton	Smith J T
Baum	Fiske	Hyman, S F	Phillips	Snyder, T
Bedell	Fitzger'd J J	Irwin	Phipps	Stevens
Beede	Fordyce	Johnson	Platt	Stewart
Bradley	Fowler	Juengst	Post	Streifler
Bryan	Frisbie	Kelley, E E	Poth	Sullivan, T P

Burnett	Galbraith	Kelly, G T	Price	Sullivan, W J
Cain	Gale	Kelsey	Prince	Swift
Cohn	Gardiner, R	Kittell	Rierdon	Trainor
Conger	Gardner, C J	Larzelere	Roberts	Tripp
Cook	Geoghan	Lewis, M E	Roche	Treat
Cooley	Gleason	Lewis, T D	Rodenbeck	Waite
Cotton	Green	Litchard	Rogers	Walrath
Coughtry	Griffith	Maher	Rowe	Weekes
Darrison	Guider	Marson	Russell	West
Davis	Hallock	Martin	Sage	Wheeler
De Graw	Halpin	McCreary	Sanders	Wilson
Delaney, W F	Harburger	McInerney	Sands	Wissel
Demarest	Harris	McKeown	Sawyer	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1049) entitled "An act to amend the Labor Law, relating to seats for waitresses in hotels and restaurants." (Rec. No. 262.)

On motion of Mr. Kittell, said bill was read the second time, and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	McKeown	Sawyer
Ahern	Doughty	Henry	McMillan	Scanlon
Alds	Dusinbery	Herrick	Metcalfe	Sharkey
Apgar	Egan	Hill	Metzler	Siems
Axtell	Ellis	Hitchcock	Miller	Slater
Babcock	Fallows	Holsten	Minton	Smith, A R
Baker	Fancher	Honeck	Morgan	Smith, J E

Barnes	Farrell	Hyman, A Z	Morris	Smith, J L
Baum	Fish	Hyman, S F	O'Connell	Smith, J T
Bedell	Fitzger'd J B	Irwin	O'Connor	Snyder, T
Beede	Fitzger'd J J	Johnson	Patton	Stevens
Bradley	Fordyce	Juengst	Phillips	Stewart
Brennan	Fowler	Kelley, E E	Platt	Streifler
Bryan	Frisbie	Kelly, G T	Post	Sullivan, T P
Burnett	Galbraith	Kelsey	Poth	Sullivan, W J
Cain	Gale	Kittell	Price	Swift
Cohn	Gardiner, R	Knipp	Prince	Trainor
Conger	Gardner, C J	Larzelere	Remsen	Treat
Cook	Gleason	Lewis, M E	Rierdon	Tripp
Cooley	Graham	Lewis, T D	Roche	Waite
Costello	Green	Litchard	Rodenbeck	Walrath
Coughtry	Griffith	Maher	Rogers	Weekes
Darrison	Guider	Marson	Rowe	West
Davis	Hallock	Martin	Russell	Wheeler
De Graw	Harburger	McCreary	Sage	Wilson
Delaney, J T	Harris	McEwan	Sanders	Wissel
Delaney, W F	Hasenflug	McInerney	Sands	Witter
Demarest	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Speaker announced the special order, being the Senate bill (No. 1072) entitled "An act to amend chapter 372 of the Laws of 1872, entitled 'An act to amend the charter of the Orphan Asylum Society in the city of New York,' relative to the corporate existence of such society." (Rec. No. 270.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 136 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McKeown	Sawyer
Ahern	Dusinbery	Hasenflug	McMillan	Scanlon
Allds	Egan	Hawkins	Metcalfe	Sharkey
Apgar	Ellis	Henry	Metzler	Siems
Axtell	Everett	Herrick	Miller	Slater
Babcock	Fallows	Hill	Minton	Sloane
Baker	Fancher	Hitchcock	Morris	Smith, A R
Barnes	Farrell	Holsten	O'Connell	Smith, J E
Baum	Fish	Honeck	Patton	Smith, J L
Beede	Fiske	Hyman, A	Phillips	Smith, J T
Bradley	Fitzger'd	J B Hyman, S F	Phipps	Snyder, R A
Brennan	Fitzger'd	J J Irwin	Plank	Snyder, T
Bryan	Fordyce	Johnson	Platt	Stevens
Burnett	Fowler	Juengst	Post	Streifler
Cain	Frisbie	Kelley, E E	Poth	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Prince	Sullivan, W J
Cook	Gale	Kelsey	Remsen	Swift
Cooley	Gardner, C J	Kittell	Rierdon	Treat
Costello	Geoghan	Knipp	Roberts	Tripp
Cotton	Gleason	Lewis, M E	Roche	Waite
Coughtry	Graham	Lewis, T D	Rogers	Walrath
Darrison	Green	Litchard	Rowe	Weekes
Davis	Griffith	Maher	Russell	West
De Graw	Guider	Marson	Ryttenberg	Wheeler
Delaney, J T	Hallock	McCreary	Sage	Wilson
Delaney W F	Halpin	McEwan	Sanders	Wissel
Demarest	Harburger	McInerney	Sands	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the sepcial order, being the Senate bill (No. 992) entitled "An act to provide for the appointment of purchasing committees of the boards of supervisors of the counties of Saint Lawrence and Jefferson, and to prescribe their duties." (Rec. No. 235.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	Martin	Sage
Ahern	Dillon	Harburger	McCreary	Sanders
Alds	Doughty	Harris	McInerney	Sands
Apgar	Dusinbery	Hasenflug	McKeown	Scanlon
Axtell	Egan	Hatch	McMillan	Sharkey
Babcock	Ellis	Hawkins	Meister	Siems
Baker	Everett	Henry	Metcalfe	Slater
Barnes	Fallows	Herrick	Metzler	Sloane
Baum	Fancher	Hill	Miller	Smith, A R
Bedell	Farrell	Hitchcock	Morgan	Smith, J E
Beede	Fish	Holsten	Morris	Smith, J L
Bradley	Fiske	Honeck	O'Connell	Smith, J T
Brennan	Fitzger'd JB	Hyman, A Z	Patton	Snyder, R A
Bryan	Fitzger'd JJ	Hyman, S F	Phillips	Snyder, T
Burnett	Fordyce	Irwin	Phipps	Stewart
Cain	Fowler	Johnson	Plank	Streifler
Cohn	Frisbie	Juengst	Post	Sullivan, TP
Conger	Galbraith	Kelley, E E	Poth	Sullivan, W J
Cook	Gale	Kelly, G T	Price	Swift
Cooley	Gardiner, R	Kelsey	Prince	Trainor
Costello	Gardner, C J	Kittell	Remsen	Treat
Cotton	Geoghan	Knipp	Rierdon	Waite
Coughtry	Gleason	Larzelere	Roche	Walrath
Darrison	Graham	Lewis, M E	Rodenbeck	Weekes
Davis	Green	Lewis, T D	Rogers	Wheeler
De Graw	Griffith	Litchard	Rowe	Wilson
Delaney, J T	Guider	Maher	Russell	Wissel
Delaney, W F	Hallock	Marson	Ryttenberg	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the sepcial order, being the Senate bill (No. 689) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Morgan Van Gorder against the State for damages alleged to have been sustained by him, and to render judgment therefor." (Rec. No. 163.)

On motion of Mr. Stevens, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sawyer
Ahern	Doughty	Henry	Metcalfe	Scanlon
Allds	Dusinbery	Herrick	Miller	Sharkey
Apgar	Egan	Hill	Minton	Siems
Axtell	Ellis	Hitchcock	Morgan	Slater
Babcock	Everett	Holsten	Morris	Sloane
Baker	Fallows	Honeck	O'Connell	Smith, A R
Barnes	Fancher	Hyman, A	O'Connor	Smith, J E
Baum	Farrell	Hyman, S F	Patton	Smith, J L
Bedell	Fish	Irwin	Phillips	Smith, J T
Beede	Fiske	Johnson	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Juengst	Plank	Snyder, T
Brennan	Fitzger'd J J	Kelley, E E	Platt	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Poth	Sullivan, T P
Cain	Frisbie	Kittell	Price	Sullivan, W J
Cohn	Galbraith	Knipp	Prince	Swift
Conger	Gardiner, R	Larzelere	Remsen	Trainor
Cook	Gardner, C J	Lewis, M E	Roberts	Treat
Cooley	Geoghan	Lewis, T D	Roche	Tripp
Costello	Gleason	Litchard	Rodenbeck	Waite
Cotton	Graham	Maher	Rogers	Walrath
Coughtry	Green	Martin	Rowe	Weekes

Darrison	Griffith	McCreary	Russell	West
Davis	Hallock	McEwan	Ryttenberg	Wheeler
De Graw	Halpin	Melnerney	Sage	Wilson
Delaney, J T	Harburger	McKeown	Sanders	Wissel
Delaney, W F	Hasenflug	McMillan	Sands	Witter
Demarest	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the sepcial order, being the Senate bill (No. 964) entitled "An act to amend chapter 168 of the Laws of 1895, entitled 'An act to authorize the procuring of new grounds and the erection thereon of buildings for the use of the College of the City of New York, and to provide the means to pay for the same and giving authority to its trustees,' as amended by chapter 433 of the Laws of 1897." (Rec. No. 208.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sands
Ahern	Dusinbery	Hatch	Meister	Sawyer
Allds	Egan	Hawkins	Metcalfe	Scanlon
Apgar	Ellis	Henry	Metzler	Sharkey
Axtell	Everett	Herrick	Minton	Siems
Babcock	Fallows	Hill	Morgan	Slater
Baker	Fancher	Hitchcock	Morris	Sloane
Barnes	Farrell	Holsten	O'Connell	Smith, A R
Baum	Fish	Honeck	O'Connor	Smith, J E
Bedell	Fiske	Hyman, A Z	Patton	Smith, J T
Beede	Fitzger'ld	JJ Hyman, S F	Phipps	Snyder, R A

Bradley	Fordyce	Irwin	Plank	Snyder, T
Brennan	Fowler	Johnson	Platt	Stevens
Bryan	Frisbie	Juengst	Post	Streifler
Burnett	Galbraith	Kelley, E E	Poth	Sullivan, T P
Cain	Gale	Kelly, G T	Price	Sullivan, W J
Cohn	Gardiner, R	Kelsey	Prince	Swift
Cook	Gardner, C J	Kittell	Remsen	Trainor
Cooley	Geoghan	Knipp	Rierdon	Treat
Costello	Gleason	Larzelere	Robertson	Tripp
Cotton	Graham	Lewis, M E	Roche	Walrath
Coughtry	Green	Lewis, T D	Rodenbeck	Weekes
Darrison	Griffith	Litchard	Rogers	West
De Graw	Guider	Marson	Rowe	Wheeler
Delaney, J T	Hallock	Martin	Russell	Wilson
Delaney, W F	Halpin	McCreary	Ryttenberg	Wissel
Demarest	Harburger	McEwan	Sanders	Witter
Dillon	Harris	McInerney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the sepcial order, being the Senate bill (No. 264) entitled "An act to reappropriate the unexpended balance from an appropriation for the construction of a lift or hoist bridge over the Erie canal on Washington street in the city of Utica, appropriated by chapter 397 of the Laws of 1898." (Rec. No. 294.)

On motion of Mr. W. J. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Halpin	Marson	Sage
Ahern	Doughty	Harburger	McCreary	Sands
Allds	Dusinbery	Harris	McEwan	Sawyer

Apgar	Egan	Hasenflug	McInerney	Scanlon
Axtell	Ellis	Hatch	McMillan	Sharkey
Babcock	Everett	Hawkins	Meister	Siems
Baker	Fallows	Henry	Metzler	Sloane
Barnes	Fancher	Herrick	Minton	Smith, A R
Baum	Farrell	Hill	Morgan	Smith, J E
Bedell	Fish	Hitchcock	Morris	Smith, J L
Beede	Fiske	Holsten	O'Connell	Smith, J T
Bradley	Fitzger'd JB	Honeck	O'Connor	Snyder, T
Brennan	Fitzger'd JJ	Hyman, A Z	Phillips	Stevens
Bryan	Fordyce	Hyman, S F	Phipps	Stewart
Burnett	Fowler	Irwin	Plank	Streifler
Cain	Frisbie	Johnson	Post	Sullivan, TP
Cohn	Galbraith	Juengst	Poth	Sullivan, WJ
Conger	Gale	Kelley, E E	Prince	Swift
Cook	Gardiner, R	Kelly, G T	Remsen	Treat
Costello	Gardner, C J	Kelsey	Rierdon	Tripp
Cotton	Geoghan	Kittell	Roberts	Waite
Coughtry	Gleason	Knipp	Roche	Walrath
Darrison	Graham	Larzelere	Rodenbeck	Weekes
Davis	Green	Lewis, M E	Rogers	West
Delaney, JT	Griffith	Lewis, T D	Rowe	Wilson
Delaney, WF	Guider	Litchard	Russell	Wissel
Demarest	Hallock	Maher	Rytenberg	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 265) entitled 'An act providing an additional appropriation for the construction of a lift or hoist bridge over the Erie canal, on Washington street, in the city of Utica.' (Rec. No. 293.)

On motion of Mr. W. J. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McMillan	Sanders
Ahern	Doughty	Hawkins	Meister	Sands
Allds	Dusinbery	Henry	Metcalfe	Sawyer
Apgar	Egan	Hill	Metzler	Scanlon
Axtell	Everett	Hitchcock	Miller	Sharkey
Babcock	Fallows	Holsten	Minton	Slater
Baker	Fancher	Honeck	Morgan	Sloane
Barnes	Farrell	Hyman, A Z	Morris	Smith, A R
Baum	Fish	Hyman, S F	O'Connell	Smith, J E
Bedell	Fitzger'd JB	Irwin	O'Connor	Smith, J L
Beede	Fitzger'd JJ	Johnson	Patton	Smith, J T
Brennan	Fordyce	Juengst	Phillips	Snyder, T
Bryan	Frisbie	Kelly, G T	Plank	Stevens
Burnett	Galbraith	Kelsey	Platt	Stewart
Cohn	Gale	Kittell	Post	Sullivan, T P
Conger	Gardiner, R	Knipp	Poth	Sullivan, W J
Cook	Gardner, C J	Larzelere	Price	Swift
Cooley	Geoghan	Lewis, M E	Prince	Trainor
Costello	Graham	Lewis, T D	Remsen	Treat
Cotton	Green	Litchard	Rierdon	Waite
Coughtry	Griffith	Maher	Roberts	Weekes
Darrison	Guider	Marson	Rodenbeck	West
De Graw	Hallock	Martin	Rogers	Wheeler
Delaney, J T	Halpin	McCreary	Rowe	Wilson
Delaney, W F	Harburger	McEwan	Russell	Wissel
Demarest	Hasenflug	McInerney	Ryttenberg	Witter
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 763) entitled "An act to amend the Tax Law in relation to the taxation of public franchises as real property." (Rec. No. 149.)

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 8 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Metcalf	Sands
Ahern	Dusinbery	Herrick	Metzler	Scanlon
Allds	Egan	Hill	Miller	Sharkey
Apgar	Ellis	Hitchcock	Minton	Siems
Axtell	Fallows	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A	ZO'Connell	Smith, A R
Baum	Fish	Hyman, S F	O'Connor	Smith, J E
Beede	Fiske	Irwin	Patton	Smith, J L
Bradley	Fitzger'd	JB Johnson	Phillips	Smith, J T
Brennan	Fitzger'd	JJ Juengst	Plank	Snyder, R A
Burnett	Fowler	Kelley, E E	Platt	Stevens
Cain	Frisbie	Kelly, G T	Post	Stewart
Conger	Galbraith	Kelsey	Poth	Sullivan, T P
Cooley	Gale	Kittell	Price	Sullivan, W J
Costello	Gardner, C J	Knipp	Prince	Swift
Cooley	Geoghan	Larzelere	Remsen	Trainor
Costello	Graham	Lewis, M E	Rierdon	Treat
Cotton	Green	Maher	Roberts	Tripp
Coughtry	Griffith	Marson	Roche	Walrath
Darrison	Guider	Martin	Rogers	Weekes
Davis	Halpin	McEwan	Rowe	West
De Graw	Harburger	McInerney	Russell	Wheeler
Delaney, J T	Harris	McKeown	Ryttenberg	Wilson
Delaney, W F	Hasenflug	McMillan	Sage	Wissel
Demarest	Hatch	Meister	Sanders	Witter
Dillon				

Those who voted in the negative, were

Bryan	Gleason	Litchard	Rodenbeck	Streifler
Gardiner, R	Lewis, T D	McCreary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1084) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing in Skaneateles lake." (Rec. No. 273.)

On motion of Mr. Baker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	Martin	Russell
Ahern	Dillon	Harburger	McCreary	Ryttenberg
Allds	Doughty	Harris	McEwan	Sage
Apgar	Dusinbery	Hasenflug	McInerney	Sands
Axtell	Egan	Hatch	McKeown	Sawyer
Babcock	Ellis	Hawkins	McMillan	Scanlon
Baker	Everett	Henry	Meister	Siems
Barnes	Fallows	Herrick	Metcalfe	Slater
Baum	Fancher	Hill	Metzler	Smith, A R
Bedell	Farrell	Hitchcock	Miller	Smith, J E
Beede	Fish	Holsten	Minton	Smith, J L
Bradley	Fiske	Honeck	Morgan	Snyder, R A
Brennan	Fitzger'd J B	Hyman, A Z	Morris	Snyder, T
Bryan	Fitzger'd J J	Hyman, S F	O'Connell	Stevens
Burnett	Fordyce	Irwin	O'Connor	Stewart
Cain	Fowler	Johnson	Patton	Sullivan, T P
Cohn	Frisbie	Juengst	Phipps	Sullivan, W J
Conger	Galbraith	Kelley, E E	Plank	Swift
Cook	Gale	Kelly, G T	Platt	Trainor
Cooley	Gardiner, R	Kelsey	Post	Tripp
Costello	Gardner, C J	Kittell	Poth	Waite
Cotton	Geoghan	Knipp	Price	Walrath
Coughtry	Gleason	Larzelere	Remsen	Weekes
Darrison	Graham	Lewis, M E	Rierdon	West
Davis	Green	Lewis, T D	Roberts	Wheeler
De Graw	Griffith	Litchard	Roche	Wilson
Delaney, J T	Guider	Maher	Rodenbeck	Wissel
Delaney, W F	Hallock	Marson	Rowe	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1149) entitled "An act to validate and confirm a grant of lands under the waters of the Harlem river, made by the commissioners of the Land Office to John Bussing on the 24th day of December, 1855, and to release any interest of the State in and to the lands covered by said grant." (Rec. No. 283.)

On motion of Mr. Morris, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 {
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Meister	Sands
Ahern	Doughty	Hatch	Metcalfe	Sawyer
Allds	Dusinbery	Hawkins	Metzler	Sharkey
Apgar	Egan	Henry	Miller	Siems
Axtell	Ellis	Herrick	Minton	Slater
Babcock	Everett	Hill	Morgan	Sloane
Baker	Fallows	Holsten	Morris	Smith, A R
Barnes	Fancher	Honeck	O'Connell	Smith, J E
Baum	Farrell	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fish	Hyman, S F	Patton	Smith, J T
Beede	Fiske	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J B	Johnson	Phipps	Snyder, T
Brennan	Fitzger'd J J	Kelley, E E	Plank	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Post	Streifler
Cain	Frisbie	Kittell	Poth	Sullivan, T P
Cohn	Galbraith	Knipp	Price	Sullivan, W J
Conger	Gale	Larzelere	Prince	Swift
Cook	Gardner C J	Lewis, M E	Remsen	Trainor
Cooley	Geoghan	Lewis, T D	Rierdon	Treat

Costello	Gleason	Litchard	Roberts	Tripp
Cotton	Graham	Maher	Roche	Waite
Coughtry	Green	Marson	Rodenbeck	Walrath
Darrison	Griffith	Martin	Rogers	Weekes
Davis	Guider	McCreary	Rowe	West
De Graw	Hallock	McEwan	Russell	Wheeler
Delaney, J T	Halpin	McInerney	Ryttenberg	Wilson
Delaney, W F	Harburger	McKeown	Sage	Wissel
Demarest	Harris	McMillan	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2407) entitled "An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15, of the Consolidated School Law." (Int. No. 1662.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	Meister	Sands
Ahern	Dillon	Hawkins	Metcalfe	Sawyer
Allds	Doughty	Henry	Miller	Scanlon
Apgar	Dusinbery	Herrick	Minton	Sharkey
Axtell	Egan	Hill	Morgan	Siems
Babcock	Everett	Hitchcock	Morris	Sloane
Baker	Fallows	Holsten	O'Connell	Smith, A R
Barnes	Fancher	Honeck	O'Connor	Smith, J E
Baum	Farrell	Hyman, A Z	Patton	Smith, J L
Bedell	Fish	Hyman, S F	Phillips	Smith, J T
Beede	Fiske	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Johnson	Plank	Snyder, T
Brennan	Fitzger'd J J	Juengst	Platt	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Poth	Streifer

Cain	Frisbie	Kittell	Price	Sullivan, T P
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardner, C J	Lewis, M E	Rierdon	Trainor
Cooley	Geoghan	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Coughtry	Griffith	Marson	Rogers	Walrath
Darrison	Guider	Martin	Rowe	Weekes
Davis	Hallock	McCreary	Russell	West
De Graw	Halpin	McEwan	Ryttenberg	Wilson
Delaney, J T	Harburger	McInerney	Sage	Wissel
Delaney, W F	Harris	McMillan	Sanders	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2361) entitled "An act to amend the Transportation Corporations Law, relative to stage or omnibus routes." (Int. No. 751.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Metzler	Scanlon
Ahern	Doughty	Hawkins	Miller	Sharkey
Allds	Dusinbery	Henry	Minton	Siems
Apgar	Egan	Herrick	Morgan	Slater
Axtell	Ellis	Hill	Morris	Sloane
Babcock	Everett	Hitchcock	O'Connor	Smith, A R
Baker	Fallows	Holsten	O'Connell	Smith, J E
Barnes	Fancher	Hyman, A Z	Patton	Smith, J L
Baum	Farrell	Hyman, S F	Phillips	Smith, J T
Bedell	Fish	Irwin	Phipps	Snyder, R A
Beede	Fiske	Johnson	Plank	Snyder, T
Bradley	Fitzger'd J B	Juengst	Platt	Stevens
Brennan	Fitzger'd J J	Kelley, E E	Post	Stewart

Bryan	Fordyce	Kelsey	Poth	Streifler
Burnett	Fowler	Kittell	Price	Sullivan, T P
Cain	Frisbie	Knipp	Prince	Sullivan, W J
Cohn	Galbraith	Larzelere	Remsen	Swift
Conger	Gale	Lewis, M E	Rierdon	Trainor
Cook	Gardiner, R	Lewis, T D	Roberts	Treat
Cooley	Geoghan	Litchard	Roche	Tripp
Costello	Gleason	Maher	Rodenbeck	Waite
Cotton	Graham	Marson	Rogers	Walrath
Coughtry	Green	Martin	Rowe	Weekes
Darrison	Griffith	McCreary	Russell	West
Davis	Guider	McEwan	Rytenberg	Wheeler
De Graw	Hallock	McInerney	Sage	Wilson
Delaney, J T	Halpin	McKeown	Sanders	Wissel
Delaney, W F	Harburger	McMillan	Sands	Witter
Demarest	Harris	Metcalfe	Sawyer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2408) entitled "An act to amend subdivision 2 and subdivision 6 of section 1 of title 18 and section 3 of title 20 of chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to appointment and payment of policemen, and the lighting of streets and public places." (Int. No. 1697.)

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sanders
Ahern	Doughty	Henry	Metcalfe	Sands
Allds	Dusinbery	Hill	Metzler	Scanlon
Apgar	Egan	Hitchcock	Miller	Sharkey
Babcock	Ellis	Holsten	Minton	Siems
Baker	Everett	Honeck	Morgan	Slater

Barnes	Fallows	Hyman, A Z	Morris	Smith, A R
Baum	Fancher	Hyman, S F	O'Connell	Smith, J E
Bedell	Fiske	Johnson	O'Connor	Smith, J L
Beede	Fitzger'd, J B	Juengst	Patton	Smith, J T
Bradley	Fitzger'd, J J	Kelley, E E	Phillips	Snyder, R A
Brennan	Fordyce	Kelly, G T	Phipps	Snyder, T
Bryan	Fowler	Kelsey	Plank	Stevens
Burnett	Frisbie	Kittel	Platt	Stewart
Cain	Galbraith	Knipp	Post	Streifler
Cohn	Gale	Larzelere	Poth	Sullivan, T P
Conger	Gardiner, R	Lewis, M E	Price	Sullivan, W J
Cook	Geoghan	Lewis, T D	Prince	Swift
Cooley	Gleason	Litchard	Remsen	Trainor
Costello	Graham	Maher	Rierdon	Tripp
Cotton	Green	Marson	Roberts	Waite
Coughtry	Griffith	Martin	Rodenbeck	Walrath
Darrison	Hallock	McCreary	Rogers	Weekes
Davis	Halpin	McEwan	Rowe	Wheeler
De Graw	Harburger	McInerney	Russell	Wilson
Delaney, J T	Harris	McKeown	Ryttenberg	Wissel
Demarest	Hasenflug	McMillan	Sage	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. W. J. Sullivan, called up the bill (No. 2409) entitled "An act to amend chapter 446 of the Laws of 1896, entitled 'An act to authorize electric light companies in towns and villages of this State to acquire real estate.'" (Int. No. 84.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sands
Ahern	Dusinbery	Hawkins	Metcalfe	Sawyer
Allds	Egan	Henry	Metzler	Scanlon

Apgar	Ellis	Herrick	Miller	Sharkey
Axtell	Everett	Hill	Minton	Siems
Babcock	Fallows	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A	Z O'Connell	Smith, A R
Baum	Fish	Hyman, S F	O'Connor	Smith, J E
Bedell	Fiske	Irwin	Patton	Smith, J L
Beede	Fitzger'd	J J Johnson	Phillips	Smith J T
Bradley	Fordyce	Juengst	Phipps	Snyder, R A
Brennan	Fowler	Kelley, E E	Plank	Snyder, T
Bryan	Frisbie	Kelly G T	Platt	Stevens
Burnett	Galbraith	Kelsey	Post	Stewart
Cain	Gale	Kittell	Poth	Streifler
Cohn	Gardiner R	Knipp	Price	Sullivan, W J
Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Cooley	Gleason	Lewis, T D	Rierdon	Treat
Costello	Graham	Litchard	Roberts	Waite
Cotton	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Halpin	McCreary	Russell	Wheeler
Delaney J T	Harburger	McEwan	Ryttenberg	Wilson
Delaney, W F	Harris	McKeown	Sage	Wissel
Demarest	Hasenflug	McMillan	Sanders	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fallows, from the committee on privileges and elections, presented the following report:

IN THE ASSEMBLY OF THE STATE OF NEW YORK.

In the Matter of the Contest of Thomas J. McManus, for the office of Assemblyman from the Fifteenth Assembly District in the county of New York.

There are two questions before the committee in this contest, one on the ballots contained in the sealed envelopes filed with the county clerk and in the ballot boxes in the custody of the board of police commissioners—the second, on the alleged discrepancies between tally sheets and the statements of canvass.

A third question was raised by contestant in his petition, that various frauds occurred in connection with the conduct of the election, but that issue has been abandoned by him.

It appears from the testimony that Thomas J. McManus was a candidate for the State Assembly on the Republican, Independent Labor and Home Rule Democracy tickets for the Fifteenth district of New York county at the general election held in November, 1899, and that James E. Smith was a candidate for the same office on the Democratic ticket; that as a result of the election held on November 7, 1899, James E. Smith was declared by the county board of canvassers to have received 3,080 votes and Thomas J. McManus 3,009 votes and that accordingly a certificate of election was issued to Mr. Smith who duly qualified by taking the stipulated oath of office and is now the sitting member for the district in question. As has been stated the questions involved resolved themselves into an examination of the ballots cast for Assembly in this district.

Some nine hundred of these ballots were offered in evidence by counsel for both parties and all of such ballots, other than those hereinafter specifically mentioned, were passed upon by the committee by unanimous vote in each case as valid and the objections thereto were overruled by the committee. The question raised in connection with these ballots and with those hereinafter treated of are readily disposed of either by the provisions of section 105 of the Election Law of 1896 (chapter 909), or by the construction placed upon that and other sections of the law in question by the Court of Appeals in the case known as the Cromwell case, reported in 153 N. Y. 36.

Coming now to a consideration of the ballots other than those passed upon as valid included in the general class above mentioned.

The following ballots numbered respectively Smith's Exhibits 474, 549, 630, 632 and 683 and contestant's Exhibits S., 44, 46 and A 240, being nine ballots in all were objected to because of the fact that the cross mark was outside of the circle in which the law prescribes cross marks shall be placed. These ballots were clearly invalid and should not have been counted. Five of them were voted for McManus and four of them for Smith.

Ballot marked contestant's Exhibit 14 was marked with a cross within the circle by a blue pencil. This ballot was counted for Smith but is invalid.

The following ballots numbered contestant's Exhibits 47, A 98, A 242, Smith's Exhibits 60, 617, 623, 622, 631, 636, 637, 638, 640, 642 and 643, the last three named being also marked contestant's Exhibits 49, 48 and 50 respectively, Smith's Exhibits 641, 644, 645, 650 and 654, the last exhibit being also marked contestant's Exhibit 69, which ballots contain erasures or cancellations were invalid under section 105 of the Election Law. Eleven of these ballots were counted for McManus and one for Smith. Five of them,

to wit, Smith's Exhibits 636, 637, 639, 642 and contestant's Exhibit A 242, were not counted for either party and as to the remaining one, while it appears that that ballot was counted, in view of the fact that the box containing the ballots other than the void and protested ones was not offered in evidence and opened, it is impossible to tell how it was counted. This ballot is declared void on the ground that printed words on the ticket had been erased by drawing a pencil mark through the name of McManus and William J. O'Brien.

The following ballots marked contestant's Exhibits A., A 42 and 45 and Smith's Exhibit 633, being ballots marked with a cross at the head of one ticket and again with a cross opposite the words "no nomination" or marked with other additional marks, were clearly invalidated and should not have been counted. Two of these ballots, contestant's Exhibits A and A 42 were voted for Smith and the remaining two were not counted at all, for the Assembly.

The following ballots marked contestant's Exhibit A 63, Smith's Exhibits 209, 624, 628 and 653 (also marked contestant's Exhibit 65), being ballots having a cross at the head of two tickets containing the names of different candidates for Member of Assembly were clearly invalid and should not be counted. Three of these ballots were not counted for either candidate for Assembly and the fourth, Smith's Exhibit 209, was counted for McManus. The remaining ballot (Smith's Exhibit 653, also marked contestant's Exhibit 65), was taken from the envelope of the void and protested ballots and was marked "protested, marked for identification." It contained a cross mark in the circle at the head of the Democratic ticket and also a cross mark in the circle at the head of the Home Rule Democracy ticket. The box containing the other ballots voted in this district was not before the committee, and it is, therefore, impossible to say how this ballot was counted.

The following ballots, contestant's Exhibits 27, 37, 38, 42, 43, 66 and 68, treated as void by the inspectors contained either: 1, cross marks at the head of two or more columns all of which contained the name of the same candidate for Assembly; or 2, cross marks before the names of the same candidates for Assembly in two different columns; or 3, cross marks at the head of one column and, as well, cross mark in the circle opposite the name of the same candidate for Assembly as found in that column. These seven ballots should all have been counted for McManus.

Ballot marked Smith's Exhibit 629, being also contestant's Exhibit 36, containing a cross mark at the head of the Republican column and a line across that mark, which ballot was treated by the inspectors as void, should be credited to McManus.

It will thus be seen that, leaving out of account for the present the two ballots as to which it is impossible to determine how they were voted, McManus loses 17 votes and gains 8, while Smith loses 8 votes. Thus Smith's majority is increased by one vote or to 72 votes. Assuming that both the doubtful votes above mentioned were counted for Smith and should have been counted for McManus, this would leave Smith's majority over McManus 68.

The second question before the committee is the alleged discrepancies between the tally sheets and the statements of canvass, counsel for contestant claiming that these discrepancies show a gain of 33 votes to McManus and a loss of 5 votes to Smith. The greatest apparent discrepancy is the one in the Twelfth election district where according to the statement of canvass McManus receives 147 votes but by a clerical error appearing at foot of page 156 of the stenographer's minutes he would appear to have received 15 more votes in that district. That this is a clerical error is shown by the fact that the number of votes cast for McManus under the Republican column is given on that page as 91, whereas on the following page the summary of this total for McManus is given as 76, a difference of 15, and these last figures are followed through the remainder of this tally sheet and agree with the canvass for the same district. Any other assumption would mean that 15 more votes were cast and counted in this election district than either the tally sheet or canvass of votes calls for. Even granting that this is not so, and that McManus is entitled to these 15 votes and as well to the other 18 contended for, or all 33 votes; granting, too, that 5 votes should be deducted from Smith's majority contended for by contestant because of these discrepancies between the tally sheet and canvass, the result would still give Smith a majority of 30 votes.

Under every aspect of the case, therefore, it would appear that Smith was legally elected to the Assembly from the Fifteenth district of the city of New York and is entitled to retain the seat now occupied by him.

EDWARD H. FALLOWS,
Chairman.

CHARLES O. ROBERTS,
LOUIS MEISTER,
CHARLES JUENGST,
M. R. RYTTEBERG,
N. J. RODENBECK,
JOHN H. PATTON,
MORRIS WILSON,
DELOS AXTELL.

March 30, 1900.

Mr. Speaker put the question whether the House would agree to said report, and it was decided in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Griffith	Martin	Sands
Ahern	Delaney J T	Guider	McEwan	Sawyer
Allds	Delaney, W F	Halpin	McInerney	Scanlon
Apgar	Dillon	Harburger	McKeown	Siems
Axtell	Doughty	Harris	Meister	Slater
Babcock	Dusinbery	Hatch	Metcalfe	Sloane
Baker	Egan	Hawkins	Miller	Smith, A R
Barnes	Ellis	Henry	Minton	Smith, J L
Baum	Everett	Hill	Morgan	Smith, J T
Bedell	Fallows	Honeck	O'Connell	Snyder, R A
Beede	Farrell	Hyman, S F	Patton	Snyder T
Bradley	Fiske	Johnson	Phillips	Stewart
Brennan	Fitzger'd J B	Juengst	Plank	Streifler
Bryan	Fitzgerald J J	Kelley, E E	Platt	Sullivan, T P
Burnett	Fowler	Kelly, G T	Poth	Swift
Cain	Frisbie	Kelsey	Price	Treat
Conger	Galbraith	Kittell	Prince	Tripp
Cook	Gale	Knipp	Rierdon	Walrath
Cooley	Gardiner, R	Larzelere	Roche	West
Costello	Geoghan	Lewis, M E	Rodenbeck	Wheeler
Coughtry	Gleason	Lewis, T D	Rowe	Wilson
Darrison	Graham	Maher	Ryttenberg	Wissel
Davis	Green	Marson	Sage	Witter

Mr. Fallows, from the committee on privileges and elections, presented the following report:

NEW YORK STATE ASSEMBLY.

In the Matter of the Election for Member of Assembly for the Third Assembly District of Onondaga county, N. Y., Edward B. Sabine, contestant, vs. Abraham Z. Hyman, contestee.

Opinion: The facts of the case as they appear from the evidence are as follows: Abraham Z. Hyman was nominated for member of Assembly in the Third Assembly District of the county of Onondaga by the Democratic Assembly convention for that district on the 10th day of October, 1899, and Edward B. Sabine was

nominated for member of Assembly in the same district by the Assembly convention of the Republican party for said district on or about the 12th day of October, 1899. At the election which followed, the canvass of votes showed that Hyman received 104 votes more than Sabine. A certificate of election to office was accordingly delivered to Mr. Hyman by the board of county canvassers on the 22d day of December, 1899, and he thereupon and on the 1st of January following entered upon his duties as member of Assembly and has continued to act in that capacity up to the present time. No dispute has been raised as to the number of votes cast and it is conceded that if Mr. Hyman was eligible to the office he was elected by a plurality of 104 votes.

In July, 1899, under the general election law of the State the secretary of the Democratic general committee certified to the mayor of the city of Syracuse the names of proposed election officers for the election districts of that city and among this list of names was that of Mr. Hyman. Some time thereafter and on or about the 19th day of July, Hyman was appointed by the mayor of Syracuse an inspector of election of the fifth election district of the fifteenth ward of that city, such district being also the third primary district of that ward. Thereafter and on or about the 29th day of July, 1899, Hyman qualified before the mayor's clerk by taking the oath of office provided for by law and on the 19th of September, following, at the primary election held at the city of Syracuse acted as inspector for the district for which he had been appointed. On or about the 10th day of October, 1899, and at or about the time that he was nominated for member of Assembly, Hyman resigned his office of inspector of election and was succeeded by one William McCarthy, who took the oath of office on October 12, 1899.

Some difficulty was experienced on the part of the contestant in establishing the fact of Mr. Hyman's serving as inspector, owing to the fact that he was largely dependent for his evidence on the testimony of adverse witnesses. It takes but a cursory glance at the testimony of these witnesses, however, and it took but a very casual glance at them as they testified, to show that they were attempting to evade what was a perfectly clear proposition that Mr. Hyman had acted in the capacity stated. The documentary evidence went conclusively to show that to be the fact and had there been any doubt in the minds of the committee as to whether or not such was the cause it was dispelled by Mr. Hyman's failure to go on the stand for the purpose of denying that he so served. Indeed the contention that there is any question of fact to be decided is practically abandoned by the counsel for the sitting member in their briefs and in any event the committee is disposed to consider the issue as purely one of law, to wit: Is an inspec-

tor of election an officer under a city government and so ineligible to the Legislature under article 3, section 8, of the Constitution of the State of New York, which provides as follows: "Any person shall be ineligible to the Legislature who, at the time of his election is, or within 100 days previous thereto has been, a member of Congress, a civil or military officer under the United States or an officer in any city government and if any person shall after his election as a member of the Legislature be elected to Congress or appointed to any office, civil or military under the government of the United States or under any civil government his acceptance thereof shall vacate his seat."

The mode of appointment and duties of inspector of election are provided for by the general election law and are in brief as follows: On or before the first day of October in each year the mayor of each city other than the cities of New York and Brooklyn shall select and appoint the election officers for each election district in their respective cities. To insure the bipartisan character of such board of election officers each political party entitled to representation thereon shall have the right not later than the first day of August in each year to prepare and file with the mayor a list of persons members of the respective parties qualified to serve. Such list, except in the cases of the cities of New York and Brooklyn, shall be furnished by the chairman and secretary of the general city or county committee of each party. All persons so proposed may be examined as to their qualifications by the officer charged with the duty of making the appointment, and if found duly qualified they shall be appointed to the respective positions for which they were recommended. If any are disqualified written notices to that effect shall be given to the persons authenticating the list who shall then have the right within ten days after such notice to file a supplemental list. If either party shall fail to file a list before August 1st or if any person named on the list shall be disqualified or if no supplemental list be filed or if one or more persons named in such supplemental list should be found disqualified then the appointing officer shall proceed to select in such manner as shall seem to him feasible from the members of the parties in default, suitable persons to act as election officers.

It is conceded by counsel for both parties that there is no decision of any court of our State which treats of the question as to whether or not an inspector of elections is a city official. There are decisions somewhat analogous however, and a consideration of them will aid us in reaching a conclusion in this case.

The case of McKay against the city of Buffalo, 9 Hun 401, while treating of a state of facts not at all similar to those be-

fore us, lays down what seems by all the later decisions to be the distinction made by our courts between a city and State official. We quote from page 403 of that decision: "When it is sought to make a municipal corporation liable for the acts of its servants or agents, the cardinal inquiry is whether they are servants or agents of the corporation. If the corporation appoints or elects them, and can control them in the discharge of their duties and continue to remove them, can hold them responsible for the manner in which they discharge their trust, and if those duties relate to the exercise of corporate powers and for the peculiar benefit of the corporation and its local and special interest, they may justly be regarded as its servants or agents and the maxim of respondent superior applies. But if, on the otherhand, they are selected or appointed by the corporation, in obedience to the statute, to perform a service not peculiarly local or corporate, but because this mode of selection has been deemed expedient by the Legislature in the distribution of the powers of government, if they are independent of the corporation as to the tenure of office and the manner of discharging their duties, they are not to be regarded as the servants or agents of the corporation for whose acts or negligence it is impliedly liable, but as public or State officers with such powers and duties as the statute confers upon them." To the same effect is the decision of the court in the case of *Bamber, receiver, against city of Rochester*, 63 How. 103, where the same question arises as to the statue of the board of health of that city. The same rule was again applied in *Ham against the Mayor*, 70 N. Y., 459, the Court, in treating of the question as to the official status of the department of public instruction of the city of New York saying: "If only elected or appointed in accordance with the mandates of the law to perform a duty which is neither local or corporate, or if they are independent of the corporation in the tenure of their office and the mode of discharging their duties, they are not servants or agents of a corporation, but public or State officers, with such powers and duties as the statute prescribes."

To the same effect also in the case of *Tone against the Mayor*, reported in the same volume at page 157, and *Philip against the General Sessions*, 13 Hun. 395, in which last case it is held that a civil justice of one of the district courts in New York is not a city or local official; so held, too, as to the clerk of the Court of Common Pleas of the city of New York in 7 J. and S. 467.

Applying the rule laid down in these cases to the office of inspector of election, it must be said that the corporation—the city, in this case, as represented by the mayor—cannot be said

to control this officer and cannot hold him responsible for the manner in which he discharges his trust; that his duties do *not* relate to the exercise of corporate powers and are not for the peculiar benefit of the corporation and its local or special interest; on the contrary, such officer is appointed by the mayor from a list submitted to him by parties having no connection with the corporation in obedience to the statute to perform a service not local or corporate, "but because this mode of selection has been deemed expedient by the Legislature in the distribution of the powers of government." He figures in city elections, to be sure, but quite as much in State and National elections.

The cases upon which the counsel for the contestant lays the greatest emphasis as upholding his contention are two decisions of recent date, one the People *ex rel.* Sears against Tobey 8 App. Div., 468, and the other Matter of Sherwood, 129 N. Y., 391. The former case was one which involved the right of the mayor of the city of Syracuse to direct that the office of clerk of a police justice be filled by a person certified by the civil service examiners of the city to be eligible. That portion of the opinion which treats at all of the point involved here is found on page 472 and is as follows: "The intent of the Constitution and of the statutes, clearly expressed it seems to me, is that persons appointed and serving under general laws relating to the government of the State, and who are paid out of the funds of the State, through the Comptroller, are 'in the civil service of the State,' and that persons appointed under local statutes providing for the government of a civil division of a State—a city—and who are paid out of the funds of the city are in the civil service of the city in which they serve. The office in question exists by virtue of a local act providing for the government of the city of Syracuse. The office is to be filled by an appointment made by a police justice of that city. The office of police justice is created and exists by force of the charter of the city. The salary of the clerk is fixed by the common council of the city and is payable out of the funds thereof, and it follows that the clerk of the police justice is in the civil service of the city of Syracuse, and that the mayor of that city had power to provide that the office must be filled by a person certified as eligible thereto by the civil service examiners of that city."

Every element going to make a city official was present here, and the Court could not well have placed any other construction on the charter of the city under which the case was decided than that which was placed thereon.

An inspector of election, however, is not appointed by a local act nor under a city charter, but by a law covering the whole

State; his salary, moreover, is not fixed by the common council, nor have the common council, the mayor nor the corporation of the city any control over his acts. What he receives by way of compensation is based upon a State law dependent upon the time consumed by his services.

The other case cited by the contestant, 129 N. Y. 361, involves the question whether a member of the board of park commissioners, appointed in pursuance to chapter 308 of the Laws of 1891, providing for a public park in the city of Hornellsville, is an officer under the city government, and so ineligible to the Legislature under the section of the State Constitution which is involved here. The Court, in holding that he was a city official and so ineligible, says, page 368: "It certainly cannot be doubted that the Legislature was competent to make these park commissioners city officials, and whether or not it intended so to do must be determined by the language and provisions of the act. Whatever the Legislature intended is manifested by the circumstances which must usually be controlling, that the commissioners are required to be appointed by the mayor and common council, and by the provision in the act that no person holding 'any *other* city office' shall be eligible to the office of park commissioner, and that if a park commissioner be 'elected or appointed to any *other* city office' his position as park commissioner shall thereby become vacant. It is, of course, possible that park commissioners could be so constituted by the Legislature as not to become city officers, but such is plainly not the effect of this act."

This case establishes nothing further than that the intent of the Legislature in passing the act is to control a principle already laid down in the case of Rowland against the Mayor, 87 N. Y., 372. What the intent in the Hornellsville case was is perfectly clear from the constant reference in the law creating the office to the incumbent's holding "any other city office," which involves a necessary implication that the park commissionership was a city office. In the case at issue, however, there is absolutely nothing to show an intent on the part of the Legislature to make the office of inspector of elections a city office. Whatever intent can be discovered by the wording of the act is the other way. In addition to this, the disposition of the courts seems to be to construe acts of this nature very strictly, and in favor of, rather than against, the seated official.

On this point a case which is somewhat similar to the one at issue is the *People ex rel. Gilchrist against Murray*, reported in 73 N. Y., 535. A justice of one of the district courts of New York city had removed an assistant clerk who had been theretofore duly appointed for a term of six years, such removal being made

some years before the expiration of the time for which the clerk had been appointed. An action was brought by this clerk in the nature of a quo warranto to oust the defendant who had succeeded the plaintiff in the office of the assistant clerk and to declare the right of the relator thereto. It was brought out on the trial that the plaintiff had during the six years for which his term was to have run served as a member of the Legislature and it was contended that his so doing had prevented his claiming, as well, his right to act as assistant clerk under section 114, chapter 335 of the Laws of 1873 which reads as follows: "Any person holding office whether by election or appointment who shall during his term of office accept, hold or retain any other civil office of honor, trust or emolument under government of the United States * * or of the State or who shall hold or accept any other office connected with the government of the city of New York or who shall accept a seat in the Legislature shall be deemed thereby to have vacated every office held by him under the city government." The court says, page 542, "The office of assistant clerk is not a city or county office within the meaning of section 114 of chapter 335 of the Laws of 1873, and hence the defendant did not vacate such office by the acceptance of the other positions above named."

It is contended by counsel for the contestant in his very able brief that the cases which are decided prior to the passage of the Public Officers Law of 1892 are not available in the present proceeding. This act is as follows: "Section 2. The term State officer includes every officer for whom all the electors of the State are entitled to vote, members of the Legislature, justices of the Supreme Court, Regents of the University and every officer appointed by one or more State officers or by the secretary and authorized to exercise his official functions throughout the entire State, or without limitations to any political subdivision of the State except United States senators, members of Congress, and electors for President and Vice-President of the United States. The term local officer includes every other officer who is elected by the electors of a portion only of the State, every officer of a political subdivision or municipal corporation of the State and every officer limited in the execution of his official function to a portion only of the State. The office of a State officer is a State officer, the office of a local officer is a local office." It was probably the intent of the law in question in so defining a State and local officer to make it plain just which class the sections following embodying the Public Officers Law were meant to cover. It could not well be said that it was the intention of the law to create any new status as to public officials or to lay down a new rule for the guidance of the courts. This is evidenced by the fact

that one of the latest decisions of the Court of Appeals given in October, 1896, makes the same distinction between State and city officials as do the earlier decisions. We refer to the case of Woodhull against the Mayor, 150 N. Y., 450, where the court at page 454 says: "But if they (Bridge Trustees of the city of Brooklyn) are elected or appointed by the corporations in obedience to a statute to perform a public service not local or corporate, but because this mode of selection has been deemed expedient by the Legislature in the distribution of the powers of government they are not to be regarded as the servants of the corporation but as public or State officers."

Aside from the consideration of the authorities above cited it seems to us that we are entitled to consider a natural interpretation of the statute in question. It probably will be conceded that the term "an officer in a city government" in its general acceptance and in plain terms means one whose duties are for the city, whose responsibilities are to the city and whose work for the city is a continuing one. The duties of an inspector of election, however, have no reference to the city government; he is not amenable to that government or its officers and his services involve at the most but three or four days time in the year. That the mayor is concerned with his appointment has been decided again and again to be not at all controlling on the question of his official status. His employment is by statute and not local charter, his work is for the State, and the State, through its courts, and not the city, is the controlling and removing power so far as he is concerned.

In view, then, of the prevailing decisions of our courts and of what appears to us to be a very natural interpretation of the statute in question, it does not seem incumbent upon us to unseat a member of the Assembly who has been seated there by the wishes of a majority of those who were entitled to vote for him, and our decision, therefore, is in favor of the sitting member, as against the contestant.

EDWARD H. FALLOWS,
Chairman.

N. J. RODENBECK,
JOHN K. PATTON,
MORRIS WILSON,
DELOS AXTELL,
CHARLES O. ROBERTS,
LOUIS MEISTER,
CHAS. JUENGST,
M. R. RYTTEBERG.

Mr. Speaker put the question whether the House would agree to said report, and it was decided in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney J T	Halpin	McInerney	Sanders
Ahern	Delaney, W F	Harris	McKeown	Sands
Allds	Demarest	Hatch	McMillan	Sawyer
Apgar	Dillon	Hawkins	Metcalfe	Scanlon
Axtell	Doughty	Herrick	Metzler	Sharkey
Babcock	Dusinbery	Hill	Miller	Siems
Baker	Egan	Holsten	Morgan	Slater
Barnes	Everett	Honeck	Morris	Sloane
Baum	Fallows	Hyman, A Z	O'Connell	Smith, A R
Bedell	Fancher	Hyman, S F	O'Connor	Smith, J E
Beede	Farrell	Johnson	Patton	Smith, J L
Bradley	Fiske	Juengst	Phipps	Smith, J T
Brennan	Fitzger'ld J B	Kelley, E E	Plank	Snyder, R A
Bryan	Fordyce	Kelly, G T	Platt	Stevens
Burnett	Fowler	Kelsey	Post	Stewart
Cain	Galbraith	Kittell	Price	Sullivan, T P
Conger	Gale	Knipp	Prince	Swift
Cook	Gardner, C J	Larzalere	Remsen	Treat
Cooley	Geoghan	Lewis, M E	Roberts	Waite
Cotton	Graham	Lewis, T D	Roche	Weekes
Coughtry	Green	Litchard	Rodenbeck	Wheeler
Darrison	Griffith	Marson	Rowe	Wissel
Davis	Guider	Martin	Russell	Witter
De Graw	Hallock	McCreary	Sage	

Mr. Allds, from the committee of conference, submitted the following report:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the bill No. 483, Int. No. 138, Senate reprint No. 1055, entitled "An act authorizing the State Engineer and Surveyor to continue to co-operate with the director of the United States Geological Survey in making a topographic survey and map of the State of New York and making an appropriation therefor," in the words following:

AN ACT authorizing the state engineer and surveyor to continue to co-operate with the director of the United States Geological Survey in making a topographic survey and map of the state of New York and making an appropriation therefor.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. In order to continue the execution and speedy completion of a topographic survey and map of this state, the state engineer and surveyor is hereby authorized to confer with the director of the United States geological survey and to accept the co-operation of the United States with this state in the execution of a topographic survey and map of this state, which is hereby authorized to be made. The said state engineer and surveyor shall have the power to arrange with said director or other authorized representative of the United States geological survey, concerning the details of said work, the method of its execution and the order in point of time in which these surveys and maps of different parts of the state shall be completed; provided that the said director of the United States geological survey shall agree to expend on the part of the United States upon said work a sum equal to that hereby appropriated for this purpose. In arranging details heretofore referred to, the state engineer and surveyor shall in addition to such other provisions as he may deem wise, require that the maps resulting from this survey shall be similar in general design to the West Point sheet edition of October, eighteen hundred and ninety-two, made by the United States geological survey and shall show the out-lines of all counties, towns and extensive wooded areas, as existing on the ground at the time of the execution of the survey; the location of all roads, streams, canals, lakes and rivers, and shall contain contour lines showing the elevation and depression for every twenty feet in vertical interval of the surface of the country; that the resulting map shall wholly recognize the co-operation of the state of New York, and that as each manuscript sheet of the map is completed, the state engineer and surveyor shall be furnished by the United States geological survey with photographic copies of the same, and as the engraving on each sheet is completed, the state engineer and surveyor shall be furnished by said director with transfers from the copper plates of the same.

§ 2. The sum of twenty thousand dollars or so much thereof as may be necessary, is hereby appropriated for the purposes specified in this act out of any moneys in the treasury not otherwise appropriated, to be paid by the treasurer upon the warrant of the comptroller to the order of the state engineer and surveyor.

§ 3. This act shall take effect immediately.

Report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Assembly concur in the Senate amendments.

FRANK M. HIGGINS,

L. H. HUMPHREY,

G. W. PLUNKITT,

Committee on part of Senate.

J. P. ALLDS,

OTTO KELSEY,

D. P. WITTER,

J. F. BARNES,

Committee on part of Assembly.

Mr. Allds moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hasenflug	McKeown	Sands
Ahern	Delaney, W F	Hatch	McMillan	Sawyer
Allds	Demarest	Hawkins	Metcalfe	Scanlon
Apgar	Doughty	Henry	Metzler	Siems
Babcock	Dusinbery	Hill	Miller	Slater
Baker	Ellis	Hitchcock	Morgan	Sloane
Barnes	Everett	Holsten	Morris	Smith, A R
Baum	Fallows	Honeck	O'Connell	Smith, J L
Bedell	Fancher	Hyman, A Z	Patton	Smith, J T
Beede	Farrell	Hyman, S F	Phipps	Snyder R A
Bradley	Fitzger'd J B	Irwin	Plank	Snyder, T
Brennan	Fordyce	Johnson	Platt	Stevens
Bryan	Fowler	Juengst	Post	Stewart
Burnett	Galbraith	Kelly, G T	Price	Sullivan, T P
Cain	Gale	Kelsey	Prince	Swift
Cohn	Gardner, C J	Kittell	Remsen	Trainor
Conger	Gleason	Knipp	Rierdon	Treat
Cook	Graham	Larzelere	Roberts	Tripp
Cooley	Green	Lewis, M E	Rodenbeck	Waite
Costello	Griffith	Litchard	Rogers	Walrath
Cotton	Guider	Maher	Rowe	Weekes
Darrison	Hallock	Marson	Russell	Wheeler
Davis	Halpin	Martin	Ryttenberg	Wilson
De Graw	Harburger	McEwan	Sage	Wissel

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon and have concurred in the amendments of the Senate thereto.

Mr. R. A. Snyder, from the committee on engrossed bills, reported as correctly printed and engrossed the following entitled bills:

“An act to amend chapter 182 of the Laws of 1892, entitled ‘An act to incorporate the city of Mount Vernon’ relative to the number of sergeants of police force and amount of money to be raised in any one year for maintenance of said police force.” (No. 2406, Int. No. 1537.)

“An act to amend section 1555 of chapter 378 of the Greater New York charter in relation to the care of records.” (No. 2410, Int. No. 1329.)

“An act to amend the charter of the city of Mount Vernon, relative to the boundaries of the city of Mount Vernon.” (No. 2411, Int. No. 1538.)

“An act to amend chapter 617 of the Laws of 1868 entitled ‘An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,’ and to amend chapter 127 of the Laws of 1887 amendatory thereof, with respect to the manner of electing trustees.” (No. 2413, Int. No. 870.)

Mr. Fallows offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 647, Senate reprint No. 984, entitled “An act to amend section 977 of the Code of Civil Procedure, relating to the trial of issues of fact and law other than preferred cases” (Int. No. 184), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Kelsey offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of

Assembly bill No. 2055, entitled "An act to amend chapter 4 of the Laws of 1891 entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants' and otherwise with respect to such railways in such cities" (Int. No. 1527), for the purpose of transmission to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the bill (No. 1299, Senate reprint No. 1378,) entitled "An act for the regulation of the working hours of pharmacists and drug clerks of one million or more inhabitants" (Int. No. 46), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 4 and make "§ 5" "§ 4;" make "§ 6" "§ 5."

Mr. Henry moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Guider	McCreary	Sanders
Ahern	Demarest	Hallock	McEwan	Sawyer
Allds	Dillon	Harburger	McInerney	Scanlon
Apgar	Doughty	Hasenflug	McKeown	Siems
Axtell	Dusinbery	Hatch	McMillan	Sloane
Baker	Ellis	Henry	Metcalfe	Smith A R
Barnes	Everett	Herrick	Metzler	Smith, J L
Baum	Fallows	Hitchcock	Minton	Snyder, R A
Bedell	Farrell	Honeck	Morgan	Snyder, T
Beede	Fish	Hyman, A	ZO'Connell	Stevens
Bradley	Fiske	Hyman, S F	Patton	Streifler
Brennan	Fitzger'd J B	Irwin	Phillips	Sullivan, T P
Bryan	Fitzger'd J J	Johnson	Phipps	Sullivan, W J
Burnett	Fordyce	Kelley, E E	Platt	Swift

Cain	Frisbie	Kelsey	Poth	Trainor
Cohn	Galbraith	Kittell	Prince	Tripp
Conger	Gardiner R	Knipp	Remsen	Waite
Cook	Gardner C J	Lewis, M E	Roberts	Walrath
Cooley	Geoghan	Lewis, T D	Rodenbeck	West
Cotton	Gleason	Litchard	Rogers	Wheeler
Coughtry	Green	Maher	Russell	Wilson
Darrison	Griffith	Marson	Sage	Witter
Davis				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1453, Senate reprint No. 1352,) entitled "An act relating to the county court-house in the county of New York" (Int. No. 1184), with a message that they have concurred in the passage of the same, with the following amendment:

Page 2, line 8, strike out all of line except the words "an architect to."

Mr. Slater moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hallock	Lewis, M E	Roberts
Ahern	Demarest	Halpin	Lewis, T D	Rodenbeck
Allds	Dillon	Harburger	Maher	Rogers
Apgar	Dusinbery	Hasenflug	Martin	Russell
Axtell	Egan	Hatch	McCreary	Sage
Baker	Ellis	Hawkins	McInerney	Sands
Barnes	Everett	Herrick	McKeown	Scanlon
Baum	Fancher	Hill	McMillan	Siems
Bedell	Fish	Hitchcock	Meister	Stevens
Bradley	Fordyce	Holsten	Metzler	Streifler
Brennan	Fitzger'd J J	Honeck	Miller	Sullivan, T P

Bryan	Fowler	Hyman, S F	Morgan	Swift
Cain	Frisbie	Irwin	O'Connell	Treat
Cohn	Galbraith	Juengst	Patton	Tripp
Conger	Gardiner, R	Kelly, G T	Phipps	Walrath
Cooley	Geoghan	Kelsey	Plank	West
Costello	Gleason	Kittell	Post	Wheeler
Cotton	Green	Knipp	Price	Wilson
Darrison	Griffith	Larzelere	Remsen	Wissel
Davis	Guider			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the concurrent resolution recalling from the Governor for the purpose of transmission to the city Assembly bill No. 2055, entitled "An act to amend chapter 4 of the Laws of 1891, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants' and otherwise with respect to such railways in such cities" (Int. No. 1527), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill No. 647, Senate reprint No. 984, entitled "An act to amend section 977 of the Code of Civil Procedure, relating to the trial of issues of fact and law other than preferred cases" (Int. No. 184), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 876, entitled "An act to enable Charles C. Warner, of the town of Schodack, to give his bond and take his oath of office" (Rec. No. 160), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *March 30, 1900.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment Assembly bill No. 647, Senate reprint No. 984, entitled "An act to amend section 977 of the Code of Civil Procedure, relating to the trial of issues of fact and law other than preferred cases." (Int. No. 184.)

THEODORE ROOSEVELT.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *March 30, 1900.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 558, Senate reprint No. 987, entitled "An act to amend the Public Health Law, and the acts amendatory thereof, relative to the practice of veterinary medicine." (Int. No. 287.)

THEODORE ROOSEVELT.

The Senate returned the bill (No. 706, Senate reprint No. 745,) entitled "An act to change the name of the justices' court of the city of Troy to the 'city court of Troy,' to prescribe the manner of the appointment of the clerk thereof, and of marshals and attendants upon said court, to increase the jurisdiction thereof, to abolish the office of constable in the city of Troy, and to regulate the practice in said court" (Int. No. 159), with a message that said bill was duly passed by the Senate, the President stating the question to be, "Shall this bill become a law notwithstanding the objections of the mayor and the common council, the legislative body of said city thereto," and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 849, Assembly reprint No. 227,) entitled "An act to amend section 1427 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various

communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the appointment of marshals of the city of New York " (Rec. No. 176), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act establishing a board of trustees in and for the town of North Hempstead in the county of Nassau." (No. 2213, Int. No. 1321.)

"An act for the relief of Dominicus Greiser and Martin Riesterer and John M. Riesterer, composing the firm of Martin Riesterer & Son." (No. 1966, Int. No. 1208.)

"An act to amend the Executive Law, relating to public printing." (No. 2236, Int. No. 1620.)

"An act to amend section 1 of chapter 637 of the Laws of 1898, entitled 'An act to confer jurisdiction on the Court of Claims to hear and determine the claim of Lelia E. Marsh against the State, and to make an award therefor,' by extending the time for the filing of said claim." (No. 2144, Int. No. 1496.)

"An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to abandonment proceedings." (No. 2060, Int. No. 1533.)

"An act to authorize the Stillwater & Mechanicville Street Railway Company to abandon a portion of its route in the town of Waterford county, and change its terminus to the village of Lansingburgh, Rensselaer county." (No. 1857, Int. No. 1412.)

"An act to provide for the closing of Rome street, in the village of Oneida Castle, Oneida county, New York, and releasing to the Oneida Castle Cemetery Association of all the right, title and interest of the State to the lands now included within the bounds of such street." (No. 1919, Int. No. 1451.)

"An act to repeal chapter 157 of the Laws of 1873, entitled 'An act to enable the electors of the town of Manchester, Ontario county, to hold their town elections in the separate election districts thereof.'" (No. 1761, Int. No. 1368.)

"An act for the relief of the county of Oneida, relative to the collection of uncollected taxes therein of the year 1896, 1897 and 1898, and empowering and directing the county treasurer thereof to collect such taxes by advertisement and sale of lands upon which the same were assessed." (No. 1867, Int. No. 1422.)

"An act to amend chapter 277 of the Laws of 1869, entitled An act to incorporate the Fulton Market Fishmongers' Association of the city of New York,' relative to the authority of the said corporation to renew its leases." (No. 2008, Int. No. 1328.)

"An act releasing the interest of the State of New York in lands located in the city of Syracuse, to Ellen E. Walsworth." (No. 1748, Int. No. 1350.)

"An act making an appropriation for paying interest on the canal debt." (No. 1445, Int. No. 1176.)

"An act to authorize the supervisor of the town of Fallsburgh, county of Sullivan, New York, as railroad commissioner, to issue bonds to retire outstanding bonds as they become due." (No. 1698, Int. No. 1315.)

"An act relating to and legalizing the acts of the president and the board of trustees of the village of North Pelham, in the county of Westchester, in ordering work done and materials furnished upon the streets and highways of said village and involving an expenditure by the village in excess of the amount authorized by a proposition voted upon in 1898 by the inhabitants of the village and authorizing the issuance of bonds for the payment thereof." (No. 1430, Int. No. 1167.)

"An act to amend section 20 of chapter 908 of the Laws of 1896, known as the Tax Law, in relation to the time of making assessments." (No. 1899 Int. No. 1170.)

"An act to amend the Railroad Law relative to grade crossings." (No. 2028, Int. No. 1142.)

"An act to authorize the board of trustees of the village of North Pelham, in the county of Westchester, to issue bonds for the payment of the existing indebtedness of said village." (No. 1429, Int. No. 1166.)

"An act reappropriating the unexpended balance of a former appropriation and making an additional appropriation." (No. 1621, Int. No. 1103.)

“An act to amend the Membership Corporations Law, relating to policemen on exhibition grounds of agricultural and horticultural corporations.” (No. 1673, Int. No. 1136.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the city of Poughkeepsie for moneys expended in removing the dam of Pelton’s pond and in improving Fallkill creek, in said city.” (No. 1963, Int. No. 971.)

“An act to provide for acquiring and care of lands to commemorate the battle of Lake George, and making an appropriation therefor.” (No. 1897, Int. No. 997.)

“An act to amend chapter 156 of the Laws of 1857, entitled ‘An act to incorporate the Malone Water Works Company,’ and authorizing said company to purchase, take and hold real estate for the purpose of supplying the town of Malone with pure and wholesome water.” (No. 1110, Int. No. 945.)

“An act to amend subdivision 2 of section 1759 of the Code of Civil Procedure, relating to regulations in actions for divorce when brought by the wife.” (No. 1149, Int. No. 961.)

“An act making an additional appropriation for the construction of a steel bridge and abutments, and the approaches thereto, over the Erie canal, in the town of Minden.” (No. 1896, Int. No. 774.)

“An act to amend section 1 of chapter 592 of the Laws of 1899, entitled ‘An act to authorize the Commissioners of the Land Office to exchange certain parcels of land with the Western New York and Pennsylvania Railway Company.’” (No. 1051, Int. No. 901.)

“An act to authorize the building and maintenance of a dam within the lines of a highway in the town of East Hamburg.” (No. 862, Int. No. 750.)

“An act to amend the Membership Corporation Law, by authorizing the owners of lots in unincorporated cemeteries to incorporate pursuant to its provisions.” (No. 1774, Int. No. 755.)

“An act authorizing the construction of a culvert over the State ditch at the intersection of Third avenue and Iron-ton street, in the city of North Tonawanda, Niagara county, New York, and making an appropriation therefor.” (No. 1892, Int. No. 537.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claims of owners of lands actually used for spoil banks in the work of improving the western division of the Erie canal, done pursuant to chapter 79 of the Laws of New York, passed in 1895, and chapter 794 of the Laws of New York, passed in 1896, and to render judgment therefor." (No. 1974, Int. No. 733.)

"An act to provide for relaying, repairing and reconstructing a drain on the south side of the Erie canal, in the village of Middleport, Niagara county, New York, and making an appropriation therefor." (No. 1886, Int. No. 31.)

"An act fixing the expenses of trials or proceedings in the courts of the State for felonies and misdemeanors committed on Indian reservations." (No. 544, Int. No. 519.)

"An act to amend chapter 43 of the Laws of 1859, entitled 'An act to incorporate the Mercantile Library Association of the city of Brooklyn,' relative to the number of trustees, etc." (No. 2024, Int. No. 1360.)

"An act making appropriation for drainage in the northern part of the town of Clarence, and in the town of Amherst, in the county of Erie, by deepening and improving the channels of Beeman creek." (No. 1885, Int. No. 11.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 686 of the Laws of 1899, relating to the payment of the services rendered to the city of New York after annexation by the volunteer firemen of that portion of Westchester county annexed to the city of New York by chapter 934 of the Laws of 1895." (No. 1544, Int. No. 509.)

"An act to amend the Greater New York charter relating to the distribution of moneys collected on account of taxation of fire insurance companies in the city of New York." (No. 1773, Int. No. 459.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira, relating to the fire department.'" (No. 1817, Int. No. 498.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act providing that the police commissioners of the city of New York in their discretion may reappoint Eugene Thompson, an ex-policeman of the city of New York, who resigned from said police department May 1, 1882." (No. 204, Int. No. 204.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school buildings." (No. 461, Int. No. 450.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of finance and in the City Magistrates' Court in the year 1899." (No. 1002, Int. No. 871.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to establish a police pension fund for the city of Elmira." (No. 1255, Int. No. 872.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act authorizing the city of Schenectady to issue bonds to the amount of \$75,000 to raise money for high school purposes." (No. 1670, Int. No. 1029.)

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the salary of assessors." (No. 1671, Int. No. 1030.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Schenectady.

"An act providing that the police commissioners of the city of New York in their discretion may restore Robert J. Kennedy an ex-policeman of the city of Brooklyn, who resigned from the police department of said city on the 20th day of July, 1897, to membership in the police department of the city of New York." (No. 1691, Int. No. 1104.)

"An act providing that the police commissioners of the city of

New York in their discretion may reappoint Charles Smith, an ex-policeman of the city of New York, who resigned from said police department January 30, 1885." (No. 1220, Int. No. 1025.)

"An act providing that the police commissioners of the city of New York in their discretion may reappoint Frederick Hagemann, an ex-policeman of the Richmond county police force, who resigned from said police department, March 30, 1895." (No. 1631, Int. No. 1280.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the Comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the municipal courts of the city of New York, as attendants and stenographers in the year 1899, pending the preparation of municipal civil service eligible lists for the position of attendants and stenographers." (No. 2069, Int. No. 1148.)

"An act supplemental to chapter 986 of the Laws of 1895, entitled 'An act to provide for the construction of a draw-bridge over the Harlem river, connecting the easterly end of One Hundred and Forty-fifth street and the marginal or exterior street in the Twelfth ward of the city of New York, with East One Hundred and Forty-ninth street and exterior street in the Twenty-third ward of said city.'" (No. 1468, Int. No. 1199.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to accepted streets." (No. 1837, Int. No. 1251.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act to amend sections 1473 and 1474 of chapter 378 of the Laws of 1897, in reference to the police department granting licenses." (No. 1783, Int. No. 1376.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 105 of the Laws of the year 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the police justice." (No. 1790, Int. No. 1383.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

“An act to amend an act relative to the water works department of the city of Troy, and to provide for an increased supply of water in the said city, being chapter 576 of the Laws of 1893, as amended.” (No. 2276, Int. No. 1515.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

“An act to authorize the city of Little Falls to complete the improvement and extension of its water works system, and to issue additional bonds for that purpose.” (No. 2288, Int. No. 1655.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Little Falls.

“An act to legalize and confirm certain appointments made in the fire department by the fire commissioners of the former cities of Brooklyn, and of Long Island City.” (No. 2272, Int. No. 354.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

“An act for the refunding of erroneous assessments in the city of Troy.” (No. 1555, Int. No. 1122.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

“An act to establish a hospital for the city of Lockport to be known as the City Hospital, and to provide for the erection, government and maintenance thereof.” (No. 2138, Int. No. 1571.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

“An act to amend the Election Law in relation to election districts in the counties of New York and Kings.” (No. 464, Int. No. 453.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

“An act to amend chapter 26 of the Laws of 1885, entitled ‘An act to revise, amend and consolidate the several acts in relation to the city of Syracuse and to revise and amend the charter of said city,’ relative to local improvements.” (No. 2295, Int. No. 1665.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

“An act to amend sections 2 and 10 of chapter 102 of the Laws of 1893, entitled ‘An act to lay out, establish and regulate a public driveway in the city of New York.’” (No. 2284, Int. No. 1651.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

“An act to amend chapter 182 of the Laws of 1892, entitled ‘An act to incorporate the city of Mount Vernon,’ relative to moneys to be raised for maintenance of fire department.” (No. 2027, Int. No. 1021.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

“An act for the relief of the congregation Anschei Czenstochower Chasam Sopher from unpaid taxes.” (No. 2262, Int. No. 1641.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick Bohan, a policeman for reappointment in said department.” (No. 2211, Int. No. 1410.)

“An act to enable the fire commissioner of the city of New York to rehear and determine the charges against James J. Enright, a fireman of the first grade, for reappointment in said department.” (No. 2204, Int. No. 846.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against Charles Jacobs, a policeman of the first grade, for reinstatement in said department.” (No. 2081, It. No. 1231.)

“An act respecting the construction of conveyances, contracts and instruments, so far as they may relate to assessments for local improvements in the city of New York.” (No. 2187, Int. No. 1598.)

“An act to amend the Greater New York Charter, relative to the transfer of prisoners.” (No. 2030, Int. No. 1365.)

“An act to amend chapter 643 of the Laws of 1899, entitled ‘An act in relation to the opening of the highway or avenue known as Prospect avenue in the former town of Flatbush, Kings county, now a part of the city of New York,’ relative to the refunding of assessments.” (No. 2142, Int. No. 839.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

“An act to amend chapter 379 of the Laws of 1862, relative to exemptions of certain taxes and assessments in the city of Albany.” (No. 1197, Int. No. 313.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Albany.

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of health in the years 1899 and 1900, prior to the classification and preparation of municipal civil service eligible lists for the position of anti-toxin accountant in said department.” (No. 2043, Int. No. 1514.)

“An act to authorize the board of estimate and apportionment of the city of New York to examine and determine the claim of Michael E. Finnigan, in relation to an agreement with the register and county clerk of Kings county, for making a land map and putting into operation the block system of indexing of Kings county.” (No. 1491, Int. No. 1207.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

“An act to restore to and make a part of the village of Green Island, in the county of Albany, certain territory now embraced within the limits of the city of Watervliet, in said county.” (No. 1155, Int. No. 967.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watervliet.

“An act to repeal certain provisions of chapter 298 of the Laws of 1883 entitled ‘An act to provide for the government of the city of Albany’ and of the several acts amendatory thereof.” (No. 1418, Int. No. 1154.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Albany.

“An act to restore to and make a part of the town of Green Island, in the county of Albany, certain territory now embraced within the limits of the city of Watervliet, in said county.” (No. 1042, Int. No. 892.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watervliet.

“An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against James Griffin, a policeman of the first grade for reinstatement, in said department.” (No. 1804, Int. No. 220.)

“An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Richard Dillon, a policeman of the second grade for reinstatement, in said department.” (No. 1242, Int. No. 119.)

“An act to provide for the payment of the claim of Kingsley Lloyd for the services rendered to the board of education of the city of New York.” (No. 1835, Int. No. 1209.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

“An act to exempt certain property of the Barlow School of Industrial Arts, in the city of Binghamton, from taxation.” (No. 1648, Int. No. 1298.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Binghamton.

“An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against John Fitzgibbon, a policeman of the first grade for reinstatement, in said department.” (No. 1800, Int. No. 1395.)

“An act in relation to the Kings county penitentiary, located in the borough of Brooklyn, city of New York, and providing for the removal and re-building thereof on Barren Island in the borough of Brooklyn, city of New York.” (No. 1530, Int. No. 735.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

“An act to authorize the city of Albany to close Elk street between Lexington avenue and Robin street, in said city.” (No. 1851, Int. No. 1406.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Albany.

“An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Michael McGrath, a policeman of the fourth grade, for reinstatement, in said department.” (No. 1685, Int. No. 940.)

“An act providing that the police commissioners of the city of New York in their discretion may reappoint Thomas P. Wilson, an ex-policeman in the borough of Brooklyn in the city of New York, who resigned from the police department of the borough of Brooklyn of the city of New York, January 16, 1889.” No. 1579, Int. No. 1259.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

“An act concerning the settlement and collection of arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to repeal chapter 274 of the Laws of 1896.” (No. 1958, Int. No. 1248.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Cohoes.

“An act to amend chapter 202 of the Laws of 1899, relative to the purchase of lands for park purposes in the city of Yonkers.” (No. 772, Int. No. 556.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

“An act to repeal chapter 998 of the Laws of 1896, entitled ‘An act to provide for the abatement and prevention of nuisances in and about Newtown creek in the city of Brooklyn and in the city of Long Island City, and to provide for the construction and maintenance of sewers for such purpose.’” (No. 671, Int. No. 607.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 2197) entitled “An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the E. G. Bernard Company against the State for damages alleged to have been sustained by them, and to render judgment therefor” (Int. No. 466), with a message that they have reconsidered their vote by which said bill passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bill: “An act relating to the county court-house in the county of New York.” (No. 1453, Int. No. 1184, Senate reprint 1352.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

A communication was received from Hon. H. H. Cooper, mayor of the city of Jamestown, returning Assembly bill No. 2205, entitled "An act to amend chapter 84 of the Laws of 1886, entitled 'An act to incorporate the city of Jamestown,' and the several acts amendatory thereof" (Int. No. 946), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the clerk deliver said bill to the Governor.

On request of Mr. Allds, the bill (No. 1354) entitled "An act making an appropriation for the completion, construction and repair of certain buildings for the New York State Soldiers' and Sailors' Home at Bath" (Int. No. 1115), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Morris, the bill (No. 1632) entitled "An act for the relief of the Hebrew Infant Asylum of the city of New York, relating to taxes for the year 1898" (Int. No. 1281), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Sloan, the bill (No. 1641) entitled "An act to amend chapter 182 of the Laws of 1892 entitled 'An act to incorporate the city of Mount Vernon,' as amended by section 42 of chapter 692 of the Laws of 1896" (Int. No. 1291), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. A. Z. Hyman, the bill (No. 1564) entitled "An act regulating the hours of duty of firemen in the cities of Syracuse and Rochester, N. Y." (Int. No. 1245), was referred to the committee on rules for the purpose of making the said bill a special order on second reading.

On request of Mr. Slater, the bill (No. 1861) entitled "An act to amend article 2, section 70, of chapter 690, of the Laws of 1892, constituting chapter 38 of the general laws and known as the Insurance Law" (Int. No. 1416), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Slater, the bill (No. 1862) entitled "An act to amend section 84, article 2, of chapter 690 of the Laws of 1892, constituting chapter 38 of the general laws and known as the Insurance Law, as amended by chapter 147 of the Laws of 1893" (Int. No. 1417), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. McMillan, the bill (No. 2435) entitled "An act to amend an act entitled An act to amend and consolidate the several acts relative to the city of Schenectady passed April 21, 1862, as amended by chapter 190 of the Laws of 1893 and other acts" (Int. No. 1714), was referred to the committee on rules for the purpose of making the said bill a special order on third reading.

On request of Mr. Rowe, the Senate bill (No. 1345) entitled "An act authorizing the board of supervisors of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Company for publishing the Niagara county official canvass for 1899" (Rec. No. 359), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. West, the Senate bill (No. 529) entitled "An act to amend chapter 128 of the Laws of 1892, entitled 'An act to provide for a village hall in the village of Saratoga Springs'" (Rec. No. 264), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of N. J. Miller, the Senate bill (No. 881) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, with relation to taxes and assessments and public streets and grounds" (Rec. No. 260), was referred to the committee on rules for the purpose of making the said bill a special order on third reading.

On request of Mr. Davis, the Senate bill (No. 1066) entitled "An act to amend chapter 676 of the Laws of 1898, entitled 'An act to create a metropolitan elections district; provide for the appointment of a State superintendent therein, and to prescribe his powers and duties;' as amended by chapter 499 of the Laws of 1899, relative to prescribing the penalty for violation of said act"

(Rec. No. 303), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1300) entitled "An act to amend sections 1 and 2 of chapter 440 of the Laws of 1896, entitled "An act to facilitate the identification of criminals" (Rec. No. 382), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Graney, the Senate bill (No. 1175) entitled "An act to authorize and empower the board of trustees of the village of Sing Sing, in the county of Westchester, to issue certificates of indebtedness on the credit of said village, to the amount of \$12,000" (Rec. No. 309), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Sloane, the Senate bill (No. 1047) entitled "An act to ratify and confirm all the acts and proceedings of the trustees of Union Free School district No. 5, formerly in the village of West Mount Vernon, now a part of the city of Mount Vernon, N. Y., in disposing, selling and conveying of the lot of land known as lot No. 25 on map of West Mount Vernon, formerly in the town of Eastchester, Westchester county, N. Y." (Rec. No. 309), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Sloane, the Senate bill (No. 1047) entitled "An act to ratify and confirm all the acts and proceedings of the trustees of Union Free School district No. 5, formerly in the village of West Mount Vernon, now a part of the city of Mount Vernon, N. Y., in disposing, selling and conveying of the lot of land known as lot No. 25 on map of West Mount Vernon, formerly in the town of Eastchester, Westchester county, N. Y." (Rec. No. 268), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Knipp, the Senate bill (No. 560) entitled "An act to authorize the common council of the city of Elmira, to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river in the city of Elmira" (Rec. No. 182), was referred to the committee on rules

for the purpose of making said bill a special order on third reading.

On request of Mr. Allds, the Senate bill (No. 835) entitled "An act to amend sections 48, 87, 217 and 231 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law" (Rec. No. 162), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Darrison, the Senate bill (No. 1247) entitled "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families" (Rec. No. 301), was referred to the committee on rules for the purpose of making said bill a special on second and third reading.

On request of Mr. Slater, the Senate bill (No. 860) entitled "An act to amend the Penal Code relative to the manufacture of gunpowder and other explosives" (Rec. No. 168), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. J. T. Delany, the Senate bill (No. 1536) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to taxes" (Rec. No. 109), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On motion of Mr. Allds, the House adjourned.

MONDAY, APRIL 2, 1900.

The House met pursuant to adjournment.

Prayer by Rev. F. J. Maguire.

On motion of Mr. Allds, the reading of the journal of Friday, March 30, was dispensed with, and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 1354) entitled "An act making an appropriation for the completion, construction and repair of certain buildings for the New York State Soldiers' and Sailors' Home at Bath" (Int. No.

1115), reported the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 1, line 8, strike out the words "and furnishing" and insert the words "but excluding the furnishing."

Same page, line 9, strike out the word "thirteen" and insert the word "nine."

Same page, same line, strike out the word "nine" and insert the word "eight."

Same page, same line, strike out the words "and ninety-five."

Page 2, line 1, strike out the word "seven" and insert the word "six."

Same page, line 2, strike out the words "and three."

Same page, line 7, strike out the words "twelve hundred" and insert the words "one thousand."

Same page, line 15, strike out all after and including the word "For."

Same page, line 16, strike out all except the last word, "For."

Same page, line 19, strike out all after and including the word "subject."

Same page, line 20, strike out the first four words, "state board of charities."

Same page, same line, insert after the word "superintend" the words "the repairs and."

Same page, line 23, strike out the word "items" and insert the word "item," and strike out all after that word, inserting in same place the words "of five thousand dollars."

Same page, line 24, strike out first word "and" and strike out all after the word "repairs."

Same page, line 25, strike out the word "dollars."

Page 3, line 3, after the word "made" insert the words "to the lowest responsible bidder."

Same page, line 6, strike out the words "two thousand five hundred dollars" and insert the words "five thousand dollars."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Assembly bill (No. 1564) entitled "An act regulating the hours of duty of firemen in the cities of Syracuse and Rochester, N. Y." (Int. No. 1245), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and

made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 1, line 1, strike out the word "cities" and insert in place thereof the words "the city."

Same page, same line, strike out the words "Rochester and."

Same page, line 4, strike out the word "cities" and insert the word "city."

Same page, line 5, strike out the word "cities" and insert the word "city."

Same page, line 18, strike out the word "cities" and insert the word "city."

Same page, line 18, strike out the words "Rochester and."

Amend first line of title by striking out the word "cities" and inserting the word "city."

In second line of title strike out the words "and Rochester, New York."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act for the relief of the Hebrew Infant Asylum of the city of New York, relating to taxes for the year 1898." (No. 1632, Int. No. 1281.)

"An act to amend chapter 182 of the Laws of 1892 entitled 'An act to incorporate the city of Mount Vernon,' as amended by section 42 of chapter 692 of the Laws of 1896." (No. 1641, Int. No. 1291.)

"An act to amend article 2, section 70, of chapter 690, of the Laws of 1892, constituting chapter 38 of the general laws and known as the Insurance Law." (No. 1861, Int. No. 1416.)

"An act to amend section 84, article 2, of chapter 690 of the Laws of 1892, constituting chapter 38 of the general laws and known as the Insurance Law, as amended by chapter 147 of the Laws of 1893." (No. 1862, Int. No. 1417.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2435) entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' passed April 21, 1862, as amended by chapter 190 of the Laws of 1893 and other acts" (Int. No. 1714), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act authorizing the board of supervisors of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Publishing Company for publishing the Niagara county official canvass for 1899." (No. 1345, Rec. No. 359.)

"An act to amend chapter 128 of the Laws of 1892, entitled 'An act to provide for a village hall in the village of Saratoga Springs.'" (No. 529, Rec. No. 264.)

"An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, with relation to taxes and assessments and public streets and grounds." (No. 881, Rec. No. 260.)

"An act to amend chapter 676 of the Laws of 1898 entitled 'An act to create a metropolitan elections district; provide for the appointment of a State superintendent therein, and to prescribe his powers and duties;' as amended by chapter 499 of the Laws of 1899, relative to prescribing the penalty for violation of said act." (No. 1066, Rec. No. 303.)

"An act to amend sections 1 and 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals.'" (No. 1300, Rec. No. 382.)

"An act to authorize and empower the board of trustees of the

village of Sing Sing, in the county of Westchester, to issue certificates of indebtedness on the credit of said village, to the amount of \$12,000." (No. 1175, Rec. No. 309.)

"An act to ratify and confirm all the acts and proceedings of the trustees of Union Free School district No. 5 formerly in the village of West Mount Vernon, now a part of the city of Mount Vernon, New York, in disposing, selling and conveying of the lot of land known as lot No. 25 on map of West Mount Vernon, formerly in the town of Eastchester, Westchester county, New York." (No. 1047, Rec. No. 268.)

"An act to authorize the common council of the city of Elmira, to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river in the city of Elmira." (No. 560, Rec. No. 182.)

"An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (No. 1247, Rec. No. 301.)

Which report was agreed to, and said bills ordered made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 835) entitled "An act to amend sections 48, 87, 217 and 231 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law" (Rec. No. 162), reported in favor of the passage of the same with the following amendment, and that the same be made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Page 1, line 6, beginning at the word "muskallonge," strike out remainder of the line; also lines 7, 8 and 9.

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 860) entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other

explosives " (Rec. No. 168), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and recommitted to the committee on rules.

Page 2, line 7, strike out the word " or " at last end of the line.

Page 2, line 8, strike out all except the last two words, namely, " is guilty."

Which report was agreed to, and said bill ordered reprinted as amended and recommitted to the committee on rules.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 566, Assembly reprint No. 1536) entitled " An act to amend chapter 182 of the Laws of 1898, entitled ' An act for the government of cities of the second class,' in relation to taxes " (Rec. No. 109), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on third reading immediately.

Page 2, line 13, under score the words " it deems."

Same page, line 18, after the word " year " strike out the period and insert a comma, and also insert the following: " provided however, that in any city where at the time of the taking effect of the act hereby amended, the taxes for state, county and city purposes were included in one levy, the common council may by ordinance direct that the said estimate be made within sixty days prior to the commencement of such fiscal year."

Page 3, line 14, strike out the word " this " and insert in place thereof the word " the."

Same page, line 15, after the word " act " strike out the comma and insert " hereby amended."

Same page, same line, strike out the word " is " and insert in place thereof the word " was."

Page 4, line 8, after the word " year " insert " except as otherwise provided herein."

Page 6, line 11, after the word " apportionment " insert " of any such city."

Same page, same line, strike out the word " thirty " and insert in place thereof the word " sixty."

Same page, line 13, strike out the word " board " and insert the word " boards."

Page 7, line 14, strike out the word " purpose " and insert the word " purchase."

Page 8, line 10, strike out the word " this " and insert in place thereof the word " the."

Same page, same line, after the word " act " strike out the comma and insert " hereby amended."

Same page, lines 9 to 13 underscore all after the word "except" in line 9 down to and including the word "or" in line 13.

Which report was agreed to, and said bill ordered reprinted and made a special order on third reading.

Mr. Rowe introduced a bill entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forest, fish and game of the State, constituting chapter 31 of the general laws, relative to taking fish from boundary waters' (Int. No. 1725), which was read the first time and referred to the committee on fish and game.

Mr. Fancher introduced a bill entitled "An act to repeal section 65 of article 4 of the Public Health Law" (Int. No. 1726), which was read the first time.

On motion of Mr. Fancher, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on rules.

Mr. Fordyce introduced a bill entitled "An act farther defining the powers of corporations organized for manufacturing purposes in any town or village in this State" (Int. No. 1727), which was read the first time and referred to the committee on internal affairs.

Mr. Litchard introduced a bill entitled "An act to amend the Agricultural Law, relating to penalties for watering milk furnished to butter and cheese factories conducted on the co-operative plan" (Int. No. 1728), which was read the first time.

On motion of Mr. Litchard, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on agriculture.

Mr. Rodenbeck introduced a bill entitled "An act to authorize the city of Rochester to supply water from its water mains to the property of Frank Scherer in the town of Gates, N. Y., outside of, but near to the corporate limit of, said city" (Int. No. 1729), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. T. P. Sullivan introduced a bill entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Charles Flood a policeman of the first grade, for reinstatement in said department" (Int. No. 1730), which was read the first time and referred to the committee on affairs of cities.

The Senate sent for concurrence the following entitled bills:

"An act to provide for the issue of corporate stock of the city of New York for the purpose of improving the water front of said city by the department of docks and ferries" (No. 1328, Rec. No. 328), which was read the first time and referred to the committee on affairs of cities.

"An act making appropriations for various purposes for House of Refuge for Women at Hudson" (No. 1148, Rec. No. 329), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 13 of the Laws of 1900, entitled 'An act to amend the Code of Civil Procedure in relation to the salary of stenographers' (No. 1150, Rec. No. 330), which was read the first time and referred to the committee on codes.

"An act to authorize the town board of the town of Brunswick, of Rensselaer county, to audit the accounts of Michael P. Hayner, Franklin J. Hayner and William H. Thomas, commissioners of highways of said town during the year 1899, for expenditures made and services performed by them as such commissioners" (No. 1341, Rec. No. 331), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Labor Law and the Penal Code, relating to hours of labor on street surface and elevated railroads in cities of first and second class" (No. 1273, Rec. No. 332), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, and to provide for transferring moneys from one village fund to another" (No. 1206, Rec. No. 333), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the town board of the town of Stillwater, in the county of Saratoga, to issue bonds for the purpose of raising money to build and construct a public highway in said town" (No. 1198, Rec. No. 334), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Tax Law, relating to taxable transfers of property" (No. 1249, Rec. No. 335), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 328 of the Laws of 1886, entitled 'An act to establish a fire district in a part of the town of Waterford, and to provide for a supply of water, and to purchase apparatus or hose, or both, for extinguishment of fires therein, and to pay for the same by assessment, levy and collection thereof upon such district, and directing the care, management and control of the same' (No. 1287, Rec. No. 336), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter 689 of the Laws of 1892, entitled 'An act in relation to banking corporations,' as to the voluntary dissolution of banks" (No. 1362, Rec. No. 337), which was read the first time and referred to the committee on banks.

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Patrick O'Connor, a policeman of the first grade, for reinstatement in said department" (No. 765, Rec. No. 338), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, in relation to hares and rabbits, and fishing through the ice" (No. 1354, Rec. No. 339), which was read the first time and referred to the committee on fisheries and game.

"An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor" (No. 1256, Rec. No. 340), which was read the first time and referred to the committee on ways and means.

"An act to reappropriate an unexpended balance of an appropriation made by chapter 635 of the Laws of 1898 for increasing the depth of the Erie basin at Buffalo" (No. 389, Rec. No. 341), which was read the first time and referred to the committee on ways and means.

"An act for the relief of Dominicus Grieser and Martin Riesterer and John M. Riesterer, composing the firm of Martin Riesterer & Son" (No. 1313, Rec. No. 342), which was read the first time and referred to the committee on claims.

"An act to repeal section 1525 of the Code of Civil Procedure relating to new trials in actions to recover real property" (No.

141, Rec. No. 343), which was read the first time and referred to the committee on codes.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the A. H. Andrews Company against the State of New York, for goods, wares and merchandise sold and delivered to J. Warren Mead, agent and warden of Auburn State prison " (No. 1107, Rec. No. 344), which was read the first time and referred to the committee on claims.

"An act to amend section 2670 of the Code of Civil Procedure relative to the appointment of a temporary administrator in the Surrogate's Court " (No. 1145, Rec. No. 346), which was read the first time and referred to the committee on codes.

"An act to repeal section 2536 of the Code of Civil Procedure relative to the publication of citation, etc., in any proceeding in the Surrogate's Court " (No. 1271, Rec. No. 347), which was read the first time and referred to the committee on codes.

"An act to amend section 2675 of the Code of Civil Procedure relative to the powers of a temporary administrator as to real property in Surrogate's Court " (No. 1128, Rec. No. 348), which was read the first time and referred to the committee on codes.

"An act to amend section 2528 of the Code of Civil Procedure relative to appearance in any proceeding in the Surrogate's Court " (No. 1272, Rec. No. 349), which was read the first time and referred to the committee on codes.

"An act to amend section 2562 of the Code of Civil Procedure relative to additional allowance in settling accounts in Surrogate's Court " (No. 1127, Rec. No. 350), which was read the first time and referred to the committee on codes.

"An act to provide for the supply of teachers in the city of New York " (No. 1342, Rec. No. 351), which was read the first time and referred to the committee on affairs of cities.

"An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15 of chapter 556 of the Laws of 1894, entitled ' The Consolidated School Law ' " (No. 1406, Rec. No. 353), which was read the first time and referred to the committee on public education.

"An act to amend chapter 302 of the Laws of 1899, entitled ' An act to amend article 5 of the Executive Law relating to the Attorney-General ' " (No. 1067, Rec. No. 354), which was read the first time and referred to the committee on the judiciary.

"An act to further amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the Court of General Sessions and its judges and officers, and to provide for the appointment of an additional stenographer for said court" (No. 1323, Rec. No. 355), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State,' constituting chapter 31 of the general laws,' relative to taking fish from boundary waters" (No. 1348, Rec. No. 356), which was read the first time and referred to the committee on fisheries and game.

"An act for continuing the acquisition of land in the Adirondack park and to provide for the extension of the Forest Preserve in the counties of Delaware, Greene, Sullivan and Ulster and making an appropriation therefor" (No. 1384, Rec. No. 357), which was read the first time and referred to the committee on ways and means.

"An act making an additional appropriation for bridge tending and lock tending on the canals of the State during the fiscal year ending September 30, 1900, and made necessary by the provisions of chapter 567, Laws of 1899" (No. 1010, Rec. No. 358), which was read the first time and referred to the committee on ways and means.

"An act supplemental to chapter 986 of the Laws of 1895, entitled 'An act to provide for the construction of a draw bridge over the Harlem river, connecting the easterly end of One Hundred and Forty-sixth street and the marginal or exterior street in the Twelfth ward of the city of New York with East One Hundred and Forty-ninth street and exterior street in the Twenty-third ward of said city'" (No. 804, Rec. No. 360), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same" (No. 703, Rec. No. 361), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Banking Law with reference to the loan-

ing of the available fund of a savings bank for current expenses " (No. 261, Rec. No. 362), which was read the first time and referred to the committee on banks.

"An act to make the office of county clerk of Broome county a salaried office, and regulating the management of said office " (No. 1363, Rec. No. 363), which was read the first time and referred to the committee on internal affairs.

"An act to confer jurisdiction upon the Court of Claims to hear and determine the alleged claim of William W. Wheeler against the State of New York for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the People of the State of New York so far as the same relates to the east half of lot 87, Township 8, Old Miliary Tract, in the county of Franklin, and to render judgment therefor " (No. 1365, Rec. No. 364), which was read the first time and referred to the committee on claims.

"An act to amend subdivision 10 of section 4 of chapter 39 of the general laws, known as the Railroad Law, relative to mortgages of railroad corporations " (No. 1278, Rec. No. 365), which was read the first time and referred to the committee on railroads.

"An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings " (No. 1142, Rec. No. 366), which was read the first time and referred to the committee on ways and means.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Nash Brothers and their successors and assigns, Nash Brothers & Company, of Ogdensburg, N. Y., against the State of New York, for pany, of Ogdensburg, N. Y., against the State of New York, for compensation for work done and services performed and materials furnished for the State, and to render judgment therefor " (No. 1364, Rec. No. 367), which was read the first time and referred to the committee on claims.

"An act to amend the provisions of title 5 of the Penal Code relating to crimes against the elective franchise " (No. 757, Rec. No. 368), which was read the first time and referred to the committee on codes.

"An act to lay out, establish, build and maintain a causeway

bridge or viaduct for use as a public street across the Jerome Park reservoir, from Jerome avenue to Sedgwick avenue in the city of New York " (No. 1343, Rec. No. 370), which was read the first time and referred to the committee on affairs of cities.

" An act to amend the Forest, Fish and Game Law, in relation to the use of nets in Jones inlet and adjacent waters " (No. 1332, Rec. No. 371), which was read the first time and referred to the committee on fisheries and game.

" An act to amend section 791 of chapter 378 of the Laws of 1897, entitled ' An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the age of children entitled to participate in the New York fire department relief fund " (No. 1201, Rec. No. 372), which was read the first time and referred to the committee on affairs of cities.

" An act to amend section 3063 of the Code of Civil Procedure, relating to appeals to the Appellate Court " (No. 1208, Rec. No. 373), which was read the first time and referred to the committee on codes.

" An act to amend section 105 of chapter 429 of the Laws of 1896 entitled ' An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes relating to State prisons, and for other purposes connected therewith, as amended and superseded by chapter 382 of the Laws of 1889 ((to conform the same to the provisions of the revised constitution ' by excepting certain boards in cities of the first class from the operation thereof " (No. 682, Rec. No. 374), which was read the first time and referred to the committee on State prisons.

" An act to amend section 20 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law, with relation to wild fowl " (No. 1270, Rec. No. 375), which was read the first time and referred to the committee on fisheries and game.

" An act to amend the State Finance Law, relating to payments to State Treasurer by State hospitals for the insane, and making an appropriation to reimburse such State hospitals for payments so made " (No. 730, Rec. No. 376), which was read the first time and referred to the committee on ways and means.

“ An act to provide accommodations for the director of the New York agricultural experiment station, and making an appropriation therefor ” (No. 1381, Rec. No. 377), which was read the first time and referred to the committee on ways and means.

“ An act authorizing the mayor of the city of Oswego to make, execute and deliver a deed of certain real estate, described in such act to the Pittsburgh Oil Well Supply Company ” (No. 1298, Rec. No. 378), which was read the first time and referred to the committee on affairs of cities.

“ An act to enable the police commissioners of the city of New York to rehear and determine the charges against Robert Clifford, John J. Sachs and Henry Foster, policemen of the first grade, for reinstatement in said department ” (No. 1261, Rec. No. 379), which was read the first time and referred to the committee on affairs of cities.

“ An act to amend the Code of Civil Procedure, in relation to the designation of trial justices in certain cases ” (No. 1269, Rec. No. 380), which was read the first time and referred to the committee on codes.

“ An act to amend the Religious Corporations Law ” (No. 1021, Rec. No. 381), which was read the first time and referred to the committee on charitable and religious societies.

“ An act to provide for the support and maintenance of the several State prisons ” (No. 482, Rec. No. 383), which was read the first time and referred to the committee on State prisons.

“ An act to amend an act entitled, An act to amend and consolidate the charter of the village of Waterloo, Seneca county, New York ” (No. 1027, Rec. No. 384), which was read the first time and referred to the committee on affairs of villages ” (No. 1027, Rec. No. 384), which was read the first time and referred to the committee on affairs of villages.

“ An act to amend section 444 of the Code of Criminal Procedure, relative to trials for murder and manslaughter ” (No. 1157, Rec. No. 385), which was read the first time and referred to the committee on codes.

“ An act to amend the Membership Corporations Law, in relation to the incorporation of membership associations of more than 5,000 members ” (No. 1370, Rec. No. 386), which was read the first time and referred to the committee on the judiciary.

“ An act to amend section 221 of the Code of Civil Procedure in

relation to the deputy clerk of the appellate division of the Supreme Court in the third judicial department, to act as librarian " (No. 1340, Rec. No. 387), which was read the first time and referred to the committee on codes.

" An act to amend the Forest, Fish and Game Law in relation to wild fowl in Jefferson county " (No. 1337, Rec. No. 388), which was read the first time and referred to the committee on fisheries and game.

" An act to amend chapter 760 of the Laws of 1897, entitled ' An act to revise the charter of the city of Watertown ' " (No. 1295, Rec. No. 389), which was read the first time and referred to the committee on affairs of cities.

" An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the city of Utica against the State, for local assessments and improvements upon State lands in said city in the years 1891, 1892 and 1893, alleged to be due to said city from the State and to render judgment therefor " (No. 51, Rec. No. 390), which was read the first time and referred to the committee on claims.

" An act to regulate interments in cemeteries in cities of the third class " (No. 1303, Rec. No. 391), which was read the first time and referred to the committee on affairs of cities.

" An act to amend section 2727 of the Code of Civil Procedure relative to an order to account and the proceedings therein, in the Surrogate's Court " (No. 1174, Rec. No. 392), which was read the first time and referred to the committee on codes.

" An act to amend the charter of the city of Niagara Falls, in relation to the bond of the collector " (No. 1347, Rec. No. 393), which was read the first time and referred to the committee on affairs of cities.

" An act to amend section 337d, of the Penal Code relating to, trials for keeping slot machines " (No. 1301, Rec. No. 394), which was read the first time and referred to the committee on codes.

" An act to amend the Greater New York charter, in relation to the use of certain public markets " (No. 951, Rec. No. 395), which was read the first time and referred to the committee on affairs of cities.

" An act to amend the Agricultural Law, in relation to State fairs " (No. 1434, Rec. No. 402), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to lighting of streets" (No. 1393, Rec. No. 396), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Highway Law, relating to posting of schedules of rates of ferriage" (No. 1373, Rec. No. 397), which was read the first time and referred to the committee on internal affairs.

Mr. Speaker announced the special order, being the bill (No. 2308) entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to State charities, constituting chapter 26 of the general laws.'" (Int. No. 746.)

Said bill having been announced for a second reading,

Mr. Green.—Mr. Speaker, I raise the point of order that this bill is improperly printed, and I, therefore, move that it be stricken from the calendar. I send to the desk a copy of the bill with the new matter which should have been underlined in conformity with the rules of this House and which has not been underlined. I refer to page 4, section 10 which is new matter—and various other matter in the bill, which is not set forth in the bill underscored as required by the rules. I, therefore, move that this bill be stricken from the calendar.

Mr. Speaker.—The Chair will ask the desk to compare the bill and see if the underscoring is correct or not.

Mr. Speaker.—The Chair will rule upon the point of order raised by the gentleman from New York, Mr. Green, that Mr. Fish's bill, No. 2308, that the point of order is not well taken.

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2300) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations, constituting chapter 43 of the general laws,' relating to corporations for the prevention of cruelty, so as to provide for visits and inspection by the State Board of Charities and making of an annual report thereto." (Int. No. 745.)

Said bill having been announced for a second reading,

Mr. Green.—I raise the point of order that this bill is not

printed in conformity with the rules of this House; and I send to the desk with the permission of the Speaker a copy of the bill as corrected and as it should appear—and I wish to say that my attention has been called to this matter.

Mr. Fish.—Will the gentleman point out on what line and page?

Mr. Speaker.—The Chair will insist that the gentleman from New York must send to the desk a copy of the bill, so far as he raises the point of order.

Mr. Green.—I have complied with that request. If the gentleman from Madison will examine the bill he will be better informed than if I stated it to him—because I forget it, and have but one copy of the bill.

Mr. Speaker.—On the point of order raised on Mr. Fish's bill No. 2300, the Chair holds that Mr. Green's point of order is well taken; and directs the Clerk to have the bill printed in accordance with the rules.

Mr. Speaker announced the special order, being the Senate bill (No. 1066) entitled "An act to amend chapter 676 of the Laws of 1898 entitled 'An act to create a metropolitan elections district; provide for the appointment of a State Superintendent therein, and to prescribe his powers and duties;' as amended by chapter 499 of the Laws of 1899, relative to prescribing the penalty for violation of said act." (Rec. No. 303.)

Said bill having been announced for a second reading,

Mr. Sanders moved to amend said bill as follows:

Page 3, line 20, after the word "shall" insert the words "wilfully and knowingly" before the word "make."

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Doughty	Hatch	Metzler	Sands
Ahern	Dusinbery	Henry	Miller	Sawyer
Allds	Egan	Hill	Minton	Scanlon
Axtell	Ellis	Hitchcock	Morgan	Siems
Babcock	Everett	Holsten	Morris	Slater
Barnes	Fallows	Honeck	O'Connell	Sloane
Baum	Fancher	Hyman, A Z	Patton	Smith, A R

Bedell	Farrell	Hyman, S F	Phillips	Smith, J E
Beede	Fish	Irwin	Plank	Smith, J T
Bradley	Fiske	Johnson	Platt	Snyder, T
Bryan	Fitzger'd J B	Kelley, E E	Post	Stevens
Burnett	Fordyce	Kelsey	Poth	Stewart
Cain	Fowler	Kittell	Price	Streifler
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cooley	Gardner, C J	Lewis, T D	Roberts	Treat
Costello	Gleason	Litchard	Roche	Tripp
Cotton	Graham	Marson	Rodenbeck	Walrath
Coughtry	Green	McCreary	Rogers	Weekes
Darrison	Griffith	McEwan	Rowe	West
Davis	Hallock	McKeown	Russell	Wheeler
Delaney J T	Halpin	McMillan	Ryttenberg	Wilson
Delaney W F	Harburger	Meister	Sage	Wissel
Demarest	Harris	Metcalfe	Sanders	Witter
Dillon	Hasenflug			

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Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Debate was had on said motion of Mr. Sanders, when Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sanders, and it was determined in the negative.

{ AYES 49 }
{ NOES 71 }

Those who voted in the affirmative, were

Barnes	Fiske	Hawkins	Metcalfe	Scanlon
Baum	Fitzger'd J B	Herrick	Minton	Sharkey
Bradley	Fitzgerald J J	Holsten	Morris	Siems
Cain	Frisbie	Honeck	O'Connell	Sloane
Cohn	Gale	Hyman, A Z	Phillips	Smith, J E
Delaney W F	Geoghan	Hyman, S F	Poth	Stewart
Demarest	Green	Maher	Rierdon	Streifler
Dillon	Halpin	McInerney	Ryttenberg	Sullivan, W J
Egan	Harburger	McKeown	Sage	Wissel
Farrell	Hasenflug	Meister	Sanders	

Those who voted in the negative, were

Adams,	Delaney, J T	Hallock	McCreary	Sands
Ahern	Doughty	Hatch	McEwan	Sawyer
Allds	Dusinbery	Henry	McMillan	Slater
Axtell	Ellis	Hill	Metzler	Smith, A R
Babcock	Everett	Hitchcock	Miller	Smith J T
Bedell	Fallows	Irwin	Morgan	Snyder, T
Beede	Fancher	Johnson	Patton	Stevens
Bryan	Fish	Kelley, E E	Phipps	Swift
Burnett	Fordyce	Kelsey	Post	Treat
Cook	Fowler	Kittell	Price	Tripp
Cooley	Galbraith	Knipp	Remsen	Waite
Costello	Gardiner, R	Larzelere	Roberts	Walrath
Cotton	Gardner, C J	Lewis, M E	Rodenbeck	Weekes
Coughtry	Gleason	Lewis, T D	Rogers	Wheeler
Darrison	Graham	Litchard	Rowe	Wilson
Davis	Griffith	Marson	Russell	Witter
De Graw				

Mr. J. J. Fitzgerald moved to amend said bill as follows:

Page 3, line 22, after the word "perjury" insert the following words "in the giving of any testimony before said superintendent or his deputy every person shall be entitled to the aid and advice of counsel and whenever the relevancy of any question is disputed it shall be the duty of a justice of the supreme court to decide the same."

Mr. Speaker put the question whether the House would agree to said motion of Mr. J. J. Fitzgerald, and it was determined in the negative.

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Debate was had on the third reading of said bill, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 51 }

Those who voted in the affirmative, were

Adams	De Graw	Hallock	McCreary	Russell
Ahern	Delaney, J T	Harris	McEwan	Sands
Allds	Doughty	Hatch	McMillan	Sawyer
Axtell	Dusinbery	Henry	Metzler	Slater
Babcock	Ellis	Hill	Miller	Smith, A R
Bedell	Everett	Hitchcock	Morgan	Smith J T
Beede	Fallows	Irwin	Patton	Snyder, T
Bryan	Fancher	Johnson	Plank	Stevens
Burnett	Fish	Kelley, E E	Platt	Swift
Conger	Fordyce	Kelsey	Post	Treat
Cook	Fowler	Kittell	Price	Tripp
Cooley	Galbraith	Knipp	Remsen	Waite
Costello	Gardiner, R	Larzelere	Roberts	Weekes
Cotton	Gardner, C J	Lewis, M E	Rodenbeck	Wheeler
Coughtry	Gleason	Lewis, T D	Rogers	Wilson
Darrison	Graham	Litchard	Rowe	Witter
Davis	Griffith	Marson		

Those who voted in the negative, were

Barnes	Fitzger'd J B	Hyman, A Z	Morris	Scanlon
Baum	Fitzger'd J J	Hyman, S F	O'Connell	Sharkey
Bradley	Gale	Juengst	Phillips	Siems
Cain	Geoghan	Kelly, G T	Poth	Sloane
Cohn	Green	Maher	Prince	Smith, J E
Delaney W F	Harburger	McInerney	Rierdon	Stewart
Demarest	Hasenflug	McKeown	Roche	Streifler
Dillon	Herrick	Meister	Ryttenberg	Sullivan, W J
Egan	Holsten	Metcalfe	Sage	Trainor
Farrell	Honeck	Minton	Sanders	Wissel
Fiske				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2424) entitled "An act to amend section 83 of chapter 317 of the Laws of 1894, entitled 'An act in relation to the public lands, constituting chapter 11 of the general laws.'" (Int. No. 1706.)

On motion of Mr. Knipp, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 124 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Halpin	McKeown	Ryttenberg
Ahern	Delaney, J T	Harburger	McMillan	Sage
Allds	Delaney W F	Hasenflug	Meister	Sands
Apgar	Demarest	Hatch	Metcalf	Sawyer
Axtell	Dillon	Henry	Miller	Scanlon
Babcock	Doughty	Herrick	Minton	Siems
Baker	Dusinbery	Hitchcock	Morgan	Slater
Barnes	Egan	Holsten	Morris	Sloane
Baum	Ellis	Hyman, A Z	O'Connell	Smith, J E
Bedell	Everett	Hyman, S F	O'Connor	Smith, J L
Beede	Fallows	Johnson	Phillips	Snyder, R A
Bradley	Fancher	Juengst	Phipps	Snyder, T
Brennan	Fish	Kelley E E	Platt	Stevens
Bryan	Fiske	Kelly, G T	Post	Stewart
Burnett	Fitzger'd, J J	Kelsey	Poth	Sullivan, T P
Cain	Fordyce	Kittell	Price	Sullivan, W J
Cohn	Fowler	Knipp	Prince	Swift
Conger	Frisbie	Larzelere	Remsen	Treat
Cook	Galé	Lewis, M E	Rierdon	Waite
Cooley	Gardiner, R	Lewis, T D	Roberts	Walrath
Costello	Geoghan	Litchard	Roche	West
Cotton	Gleason	Maher	Rodenbeck	Wheeler
Coughtry	Graham	Martin	Rogers	Wilson
Darrison	Griffith	McCreary	Rowe	Witter
Davis	Guider	McEwan	Russell	

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2422) entitled "An act to amend chapter 590 of the Laws of 1899." (Int. No. 1704.)

On motion of Mr. G. T. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hallock	Maher	Ryttenberg
Ahern	Delaney, W F	Halpin	Martin	Sage
Allds	Demarest	Harburger	McCreary	Sands
Apgar	Dillon	Harris	McEwan	Scanlon
Axtell	Doughty	Hasenflug	McInerney	Sharkey
Babcock	Dusinbery	Hatch	McKeown	Siems
Baker	Egan	Henry	McMillan	Sloane
Barnes	Ellis	Herrick	Meister	Smith, J E
Baum	Everett	Hill	Metcalfe	Smith, J L
Bedell	Fancher	Hitchcock	Metzler	Smith, J T
Beede	Farrell	Holsten	Minton	Snyder, T
Bradley	Fish	Honeck	Morgan	Stevens
Brennan	Fiske	Hyman, A Z	Morris	Stewart
Bryan	Fitzger'd J B	Hyman, S F	O'Connell	Sullivan, T P
Burnett	Fitzger'd J J	Irwin	O'Connor	Sullivan, W J
Cain	Fordyce	Johnson	Patton	Swift
Cohn	Fowler	Juengst	Phillips	Treat
Conger	Galbraith	Kelley, E E	Plank	Tripp
Cook	Gale	Kelly, G T	Platt	Waite
Cooley	Gardiner, R	Kelsey	Post	Walrath
Costello	Geoghan	Kittell	Poth	Weekes
Cotton	Gleason	Knipp	Prince	West
Coughtry	Graham	Larzelere	Roberts	Wheeler
Darrison	Green	Lewis, M E	Roche	Wissel
Davis	Griffith	Lewis, T D	Rogers	Witter
De Graw	Guider	Litchard	Rowe	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No,

2414) entitled "An act authorizing the Comptroller of the city of New York to cancel the bonds of the receivers or collectors of taxes for the years 1896 and 1897, in certain former towns in Queens county." (Int. No. 1695.)

On motion of Mr. Wissell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hallock	McCreary	Sage
Ahern	Doughty	Halpin	McEwan	Sands
Allds	Dusinbery	Harburger	McKeown	Sawyer
Apgar	Egan	Harris	McMillan	Scanlon
Axtell	Ellis	Hasenflug	Meister	Sharkey
Babcock	Everett	Hawkins	Metcalfe	Slater
Baker	Fallows	Henry	Miller	Sloane
Barnes	Fancher	Hill	Minton	Smith, A R
Baum	Farrell	Hitchcock	Morris	Smith, J E
Beede	Fish	Holsten	O'Connell	Smith, J L
Bradley	Fiske	Hyman, A	Z O'Connor	Smith, J T
Brennan	Fitzger'd J B	Hyman, S F	Phillips	Snyder, T
Bryan	Fitzger'd J J	Johnson	Phipps	Streifler
Burnett	Fordyce	Juengst	Platt	Sullivan, T P
Cain	Fowler	Kelley, E E	Post	Swift
Conger	Frisbie	Kelly, G T	Poth	Trainor
Cook	Galbraith	Kelsey	Prince	Tripp
Cooley	Gale	Kittell	Rierdon	Waite
Costello	Gardiner, R	Knipp	Roberts	Weekes
Cotton	Grogan	Larzelere	Roche	West
Coughtry	Gleason	Lewis, M E	Rodenbeck	Wheeler
Davis	Graham	Lewis, T D	Rogers	Wilson
De Graw	Green	Litchard	Russell	Wissel
Delaney, J T	Griffith	Marson	Ryttenberg	Witter
Delaney W F	Guider	Martin		

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1862) entitled "An act to amend section 84, article 2, of chapter 690 of the Laws of 1892, constituting chapter 38 of the general laws, and known as the Insurance Law, as amended by chapter 147 of the Laws of 1893." (Int. No. 1417.)

Said bill having been announced for a second reading,

Mr. Slater moved to amend as follows:

Page 1, line 1, after the word "four" strike out and insert the word "of."

Same page, line 2, after the word "ninety-two" insert the following: entitled "An act in relation to insurance corporations constituting chapter thirty-eight of the general laws as amended by chapter one hundred and forty-seven of the laws of eighteen hundred and ninety-three."

Same page, strike out all of line 3.

Same page, line 4, strike out the words "as the insurance law."

Same page, line 5, strike out the quotation marks.

Page 2, line 3, insert comma after the word "company."

Same page, line 6, insert comma, after the word "provided."

Same page, line 9, strike out the word "standard" and insert the word "standards."

Same page, line 18, after the word "superintendent" insert the words "all insurance."

Same line same page, underscore the word "this" and insert in brackets the word "the."

Same page, line 22, after the word "three" insert the words "and half."

Same page, line 23, strike out all after the word "annum" and after said word "annum" strike out comma and insert a period.

Same page, line 24, strike out the words "one year from."

Page 3, line 1, strike out the word "net."

Same page, same line, after the word "premiums" strike out colon and insert a period.

Same page, line 3, strike out the quotation marks.

Amend the title to read as follows: "An act to amend the insurance law relative to the value of policies."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was ordered reprinted and restored to its place on the order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 1861) entitled "An act to amend article 2, section 70, of chapter

690, of the Laws of 1892, constituting chapter 38 of the general law known as the Insurance Law." (Int. No. 1416.)

Said bill having been announced for a second reading,

Mr. Slater moved to amend as follows:

Page 1, line 1, insert after the figure 1 "section 75."

Same page, same line, after the word "two" strike out the words "section 70."

Same page, line 2, after the word "ninety-two" insert the following: entitled "An act in relation to insurance corporations constituting chapter three hundred and eighty-seven of the general laws," as amended by chapter nine hundred and seventeen of the laws of eighteen hundred and ninety-five and chapter six hundred and ninety-three of the laws of 1899."

Same page, strike out all of line 3.

Same page, line 4, strike out the words "as the insurance law."

Page 2, line 1, strike out the word "all" where it first appears and insert the word "or."

Same page, same line, strike out the comma after the word "persons."

Same page, line 5, strike out one "l" out of the word "travelling."

Same page, line 8, insert comma after the word "person."

Same page, line 13, strike out the word "section" and insert the word "actions."

Same page, line 21, insert comma after the word "theft."

Same page, line 23, after the word "pipes" insert in brackets the word "engine" and underscore the word "engines."

Page 3, line 19, make the word "elections" singular."

Page 4, line 10, strike out the word "divisions" and insert the word "subdivisions."

Amend the title to read as follows: "An act to amend the Insurance Law relating to the incorporation of life, health and casualty insurance corporations."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill as amended was ordered reprinted and restored to its place on the order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 1641) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' as amended by section 42 of chapter 692 of the Laws of 1896." (Int. No. 1291.)

On motion of Mr. Sloane, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	McInerney	Sands
Ahern	Dusinbery	Henry	McKeown	Sawyer
Allds	Egan	Herrick	Meister	Scanlon
Apgar	Ellis	Hill	Metcalfe	Sharkey
Babcock	Everett	Hitchcock	Metzler	Slater
Baker	Fancher	Holsten	Miller	Sloane
Barnes	Farrell	Honeck	Morgan	Smith, A R
Baum	Fiske	Hyman, A Z	Morris	Smith, J L
Bedell	Fitzger'd JB	Hyman, S F	O'Connell	Smith, J T
Beede	Fitzger'd JJ	Irwin	O'Connor	Snyder, R A
Brennan	Fordyce	Johnson	Patton	Stevens
Bryan	Fowler	Juengst	Phillips	Stewart
Burnett	Galbraith	Kelley, E E	Plank	Streifler
Cain	Gale	Kelly, G T	Platt	Sullivan T P
Conger	Gardiner, R	Kelsey	Poth	Sullivan, W J
Cook	Geoghan	Kittell	Price	Swift
Cooley	Gleason	Knipp	Remsen	Treat
Costello	Green	Lewis, M E	Rierdon	Waite
Cotton	Griffith	Lewis, T D	Roberts	Walrath
Coughtry	Hallock	Litchard	Rodenbeck	Weekes
Darrison	Halpin	Maher	Rowe	Wheeler
Davis	Harburger	Martin	Russell	Wilson
De Graw	Harris	McCreary	Sage	Wissel
Delaney, J T	Hatch	McEwan	Sanders	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1632) entitled "An act for the relief of the Hebrew Infant Asylum of the city of New York, relating to taxes for the year 1898." (Int. No. 1281.)

On motion of Mr. Morris, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Halpin	McEwan	Sage
Ahern	Demarest	Harburger	McInerney	Sands
Allds	Dillon	Harris	McKeown	Sawyer
Apgar	Doughty	Hasenflug	Meister	Sharkey
Axtell	Egan	Hatch	Metcalfe	Siems
Baker	Ellis	Hawkins	Miller	Sloane
Barnes	Everett	Herrick	Minton	Smith, A R
Baum	Fallows	Hill	Morgan	Smith, J L
Bedell	Fancher	Hitchcock	O'Connell	Smith, J T
Beede	Fish	Holsten	O'Connor	Snyder, R A
Bradley	Fiske	Hyman, A Z	Patton	Stevens
Bryan	Fitzger'd J B	Hyman, S F	Phillips	Stewart
Burnett	Fitzger'd J J	Johnson	Phipps	Streifler
Cain	Fordyce	Juengst	Platt	Sullivan, W J
Cohn	Fowler	Kelly, G T	Post	Swift
Conger	Galbraith	Kelsey	Poth	Treat
Cook	Gale	Kittell	Price	Tripp
Cooley	Gardiner, R	Knipp	Remsen	Walrath
Costello	Geoghan	Larzelere	Rierdon	Weekes
Cotton	Gleason	Lewis, M E	Roberts	West
Coughtry	Green	Litchard	Rodenbeck	Wilson
Darrison	Griffith	Maher	Rogers	Wissel
Davis	Guider	Marson	Russell	Witter
De Graw	Hallock	McCreary	Ryttenberg	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1345) entitled "An act authorizing the board of supervisors

of Niagara county to audit and pay the publishers of the Niagara Courier and the Union-Sun Publishing Company for publishing the Niagara county official canvass for 1899." (Rec. No. 359.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Egan	Hawkins	Metcalfe	Scanlon
Alds	Ellis	Henry	Metzler	Siems
Apgar	Everett	Herrick	Miller	Slater
Babcock	Fallows	Hill	Minton	Sloane
Baker	Fancher	Holsten	Morgan	Smith, A R
Barnes	Farrell	Honeck	Morris	Smith, J E
Baum	Fish	Hyman, S F	O'Connor	Smith, J L
Bedell	Fiske	Irwin	Patton	Smith J T
Beede	Fitzger'd J B	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Kelley, E E	Phipps	Stevens
Brennan	Fordyce	Kelly, G T	Plank	Stewart
Bryan	Fowler	Kelsey	Platt	Streifler
Cain	Frisbie	Kittell	Post	Sullivan, T P
Cohn	Galbraith	Knipp	Poth	Sullivan, W J
Conger	Gale	Lewis, M E	Prince	Swift
Cook	Gardiner, R	Lewis, T D	Remsen	Treat
Cooley	Gardner, C J	Litchard	Rierdon	Tripp
Costello	Gleason	Maher	Roberts	Waite
Cotton	Graham	Marson	Rodenbeck	Walrath
Coughtry	Green	Martin	Rogers	Weekes
Darrison	Guider	McCreary	Rowe	West
Davis	Hallock	McEwan	Ryttenberg	Wheeler
De Graw	Halpin	McInerney	Sage	Wilson
Delaney, J T	Harburger	McKeown	Sanders	Wissel
Delaney, W F	Harris	McMillan	Sands	Witter
Dillon	Hasenflug			

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being "the Senate bill (No. 529) entitled "An act to amend chapter 128 of the Laws of 1892, entitled 'An act to provide for a village hall in the village of Saratoga Springs.'" (Rec. No. 264.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 127 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	McEwan	Sawyer
Ahern	Dillon	Henry	McKeown	Scanlon
Allds	Doughty	Herrick	McMillan	Sharkey
Apgar	Dusinbery	Hill	Meister	Slater
Axtell	Ellis	Hitchcock	Metzler	Sloane
Babcock	Everett	Holsten	Miller	Smith, A R
Baker	Fallows	Honeck	Minton	Smith, J E
Barnes	Fancher	Hyman, A Z	Morgan	Smith, J L
Baum	Farrell	Hyman, S F	O'Connell	Smith, J T
Bedell	Fish	Irwin	O'Connor	Snyder, T
Beede	Fitzger'd J B	Johnson	Patton	Stevens
Bradley	Fitzger'd J J	Juengst	Phillips	Stewart
Brennan	Fordyce	Kelley, E E	Plank	Streifler
Bryan	Frisbie	Kelly, G T	Platt	Sullivan, W J
Burnett	Galbraith	Kelsey	Poth	Swift
Cain	Gale	Kittell	Price	Trainor
Cohn	Gardner, C J	Knipp	Prince	Treat
Conger	Geoghan	Larzelere	Rierdon	Tripp
Cook	Graham	Lewis, M E	Roberts	Walrath
Cooley	Green	Lewis, T D	Rodenbeck	Weekes
Costello	Griffith	Litchard	Rogers	West
Darrison	Hallock	Maher	Russell	Wheeler

Davis	Halpin	Marson	Ryttenberg	Wilson
De Graw	Harburger	Martin	Sage	Wissel
Delaney J T	Harris	McCreary	Sands	Witter
Delaney, W F	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

• Mr. Speaker announced the special order, being the Senate bill (No. 881) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof, with relation to taxes and assessments and public streets and grounds." (Rec. No. 260.)

On motion of Mr. Streifler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	140	}
{	NOES	00	}

Those who voted in the affirmative, were

Adams	Demarest	Harris	McInerney	Sanders
Ahern	Dillon	Hatch	McKeown	Sands
Allds	Doughty	Hawkins	McMillan	Sawyer
Apgar	Dusinbery	Henry	Meister	Scanlon
Axtell	Egan	Herrick	Metzler	Sharkey
Babcock	Ellis	Hill	Miller	Slater
Baker	Fallows	Hitchcock	Minton	Sloane
Barnes	Fancher	Holsten	Morgan	Smith, A R
Baum	Farrell	Honeck	Morris	Smith, J E
Bedell	Fish	Hyman, A	Z O'Connell	Smith, J L
Beede	Fiske	Hyman, S F	O'Connor	Smith J T
Bradley	Fitzger'd J B	Irwin	Patton	Snyder, R A
Brennan	Fitzger'd, J J	Johnson	Phillips	Snyder, T
Bryan	Fordyce	Juengst	Phipps	Stewart
Burnett	Frisbie	Kelley, E E	Plank	Streifler
Cain	Galbraith	Kelly, G T	Platt	Sullivan, T P

Cohn	Gale	Kelsey	Post	Sullivan, W J
Conger	Gardiner, R	Kittell	Poth	Swift
Cook	Gardner, C J	Knipp	Price	Trainor
Cooley	Geoghan	Larzelere	Prince	Treat
Costello	Gleason	Lewis, M E	Rierdon	Tripp
Cotton	Graham	Lewis, T D	Roberts	Waite
Coughtry	Green	Litchard	Rodenbeck	Weekes
Darrison	Griffith	Maher	Rogers	West
Davis	Guider	Marson	Rowe	Wheeler
De Graw	Hallock	Martin	Russell	Wissel
Delaney, J T	Halpin	McCreary	Ryttenberg	Wissel
Delaney W F	Harburger	McEwan	Sage	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1300) entitled "An act to amend section one and two of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals.'" (Rec. No. 382.)

On motion of Mr. Fordyce, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 111 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Sanders
Ahern	Doughty	Hasenflug	McKeown	Sawyer
Allds	Dusinberg	Hatch	McMillan	Scanlon
Apgar	Ellis	Henry	Metcalfe	Siems
Axtell	Everett	Herrick	Metzler	Sloane
Babcock	Fallows	Hill	Miller	Smith, A R
Baker	Fancher	Holsten	Minton	Smith, J L
Barnes	Farrell	Hyman, A Z	Morgan	Smith J T
Bedell	Fiske	Irwin	O'Connell	Snyder T

Beede	Fitzger'd J B	Johnson	O'Connor	Stevens
Bradley	Fitzger'd J J	Juengst	Patton	Stewart
Brennan	Fordyce	Kelley, E E	Phipps	Streidler
Burnett	Fowler	Kelsey	Plank	Sullivan, T P
Cain	Galbraith	Kittell	Post	Sullivan, W J
Cohn	Gale	Knipp	Poth	Swift
Cook	Gardiner R	Larzelere	Prince	Trainor
Cooley	Geoghan	Lewis, M E	Remsen	Tripp
Cotton	Graham	Lewis, T D	Rierdon	Walrath
Coughtry	Graham	Maher	Roche	West
Darrison	Griffith	Marson	Rowe	Wilson
De Graw	Guider	McCreary	Russell	Wissel
Delaney J. T	Halpin	McEwan	Sage	Witter
Delaney W F				

In the negative,

Rodenbeck

Mr. M. E. Lewis moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 120 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	De Graw	Halpin	McCreary	Russell
Ahern	Delaney, J T	Harris	McEwan	Sage
Allds	Delaney, W F	Hasenflug	McInerney	Sanders
Apgar	Dillon	Hatch	McKeown	Sands
Axtell	Doughty	Hawkins	Meister	Scanlon
Babcock	Dusinbery	Herrick	Metcalfe	Sharkey
Baker	Egan	Hill	Metzler	Siems
Barnes	Ellis	Holsten	Miller	Sloane
Baum	Fallows	Hyman, A Z	Minton	Smith, J E
Bedell	Fancher	Hyman, S F	Morris	Smith, J L
Beede	Farrell	Johnson	O'Connell	Snyder, T
Bradley	Fish	Juengst	O'Connor	Stewart
Brennan	Fiske	Kelley, E E	Phillips	Streifler
Bryan	Fitzger'd J J	Kelly, G T	Phipps	Sullivan, W J
Burnett	Fowler	Kelsey	Plank	Swift

Cain	Frisbie	Kittell	Poth	Trainor
Cohn	Gale	Knipp	Price	Treat
Conger	Gardiner, R	Larzelere	Prince	Waite
Cook	Gardner, C J	Lewis, M E	Remsen	Walrath
Cooley	Gleason	Lewis, T D	Rierdon	Weekes
Costello	Graham	Litchard	Roberts	West
Coughtry	Green	Maher	Roche	Wilson
Darrison	Guider	Marson	Rodenbeck	Wissel
Davis	Hallock	Martin	Rowe	Witter

On motion of Mr. M. E. Lewis, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1175) entitled "An act to authorize and empower the board of trustees of the village of Sing Sing, in the county of Westchester, to issue certificates of indebtedness on the credit of said village, to the amount of \$12,000." (Rec. No. 309.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	McKeown	Sage
Ahern	Dillon	Hawkins	Meister	Sanders
Allds	Doughty	Herrick	Metcalfe	Sands
Apgar	Dusinbery	Hill	Metzler	Sawyer
Axtell	Ellis	Hitchcock	Miller	Sharkey
Babcock	Everett	Honeck	Minton	Siems
Baker	Fallows	Hyman, A	Z Morgan	Slater
Barnes	Fancher	Hyman, S F	Morris	Smith, A R
Baum	Farrell	Johnson	O'Connor	Smith, J E
Bedell	Fiske	Juengst	Patton	Smith, J L
Bradley	Fitzger'd	J B Kelley, E E	Phillips	Smith, J T
Brennan	Fitzger'd	J J Kelsey	Phipps	Snyder, T

Bryan	Fordyce	Kittell	Plank	Stevens
Burnett	Frisbie	Knipp	Post	Stewart
Cain	Galbraith	Larzelere	Poth	Sullivan, T P
Cohn	Gale	Lewis, M E	Prince	Swift
Conger	Gardner, C J	Lewis, T D	Remsen	Trainor
Cooley	Geoghan	Litchard	Rierdon	Tripp
Costello	Graham	Maher	Roberts	Walrath
Cotton	Green	Martin	Roche	West
Darrison	Griffith	McCreary	Rogers	Wheeler
Davis	Hallock	McEwan	Rowe	Wissel
De Graw	Halpin	McInerney	Rytenberg	Witter
Delaney, J T	Harris			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1047) entitled "An act to ratify and confirm all the acts and proceedings of the trustees of Union Free School District No. 5 formerly in the village of West Mount Vernon, now a part of the city of Mount Vernon, N. Y., in disposing, selling and conveying of the lot of land known as lot No. 25 on map of West Mount Vernon, formerly in the town of Eastchester, Westchester county, New York." (Rec. No. 268.)

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 119 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Harris	McInerney	Sanders
Ahern	Dillon	Hasenflug	McKeown	Sawyer
Allds	Doughty	Hawkins	McMillan	Scanlon
Apgar	Dusinbery	Henry	Metcalfe	Sharkey
Axtell	Ellis	Hill	Metzler	Slater

Babcock	Fallows	Hitchcock	Minton	Smith, A R
Baker	Fancher	Holsten	Morris	Smith, J L
Barnes	Farrell	Hyman, A Z	Morris	Smith, J T
Bedell	Fish	Hyman, S F	O'Connell	Snyder, R A
Beede	Fiske	Irwin	Patton	Stevens
Bradley	Fitzger'd J J	Johnson	Phillips	Stewart
Brennan	Fordyce	Kelley, E E	Phipps	Sullivan, T P
Bryan	Fowler	Kelly, G T	Platt	Swift
Cain	Frisbie	Kelsey	Poth	Treat
Cohn	Galbraith	Kittell	Prince	Waite
Conger	Gardiner, R	Knipp	Remsen	Walrath
Cook	Gardner, C J	Larzelere	Rierdon	Weekes
Costello	Gleason	Lewis, T D	Roche	Wheeler
Coughtry	Graham	Litchard	Rodenbeck	Wilson
Darrison	Griffith	Maher	Rogers	Wissel
Davis	Guider	Martin	Russell	Witter
Delaney, J T	Halpin	McCreary	Ryttenberg	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 560) entitled "An act to authorize the common council of the city of Elmira, to determine and award damages for the changing of the original grade of Walnut street, between the south side of Water street and low water mark of the Chemung river in the city of Elmira." (Rec. No. 182.)

On motion of Mr. Knipp, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sanders
Ahern	Doughty	Hatch	McMillan	Sawyer
Allds	Egan	Hawkins	Meister	Scanlon

Apgar	Ellis	Henry	Metzler	Siems
Axtell	Everett	Herrick	Minton	Slater
Babcock	Fancher	Hill	Morgan	Sloane
Baker	Farrell	Holsten	Morris	Smith, J E
Barnes	Fish	Honeck	O'Connell	Smith, J L
Baum	Fiske	Hyman, S F	O'Connor	Smith, J T
Beede	Fitzger'd, J B	Johnson	Patton	Snyder, R A
Bradley	Fitzger'd, J J	Juengst	Phipps	Snyder, T
Brennan	Fordyce	Kelly, E E	Plank	Stewart
Bryan	Fowler	Kelly, G T	Platt	Streifler
Cain	Frisbie	Kelsey	Poth	Sullivan, W J
Cohn	Galbraith	Kittel	Price	Swift
Conger	Gale	Knipp	Remsen	Treat
Cook	Gardiner, R	Larzelere	Rierdon	Tripp
Cooley	Gardner, C J	Lewis, M E	Roberts	Waite
Costello	Gleason	Lewis, T D	Roche	Weekes
Cotton	Graham	Litchard	Rogers	West
Darrison	Griffith	Maher	Rowe	Wheeler
Davis	Guider	Martin	Russell	Wilson
De Graw	Hallock	McCreary	Ryttenberg	Wissel
Delaney, J T	Halpin	McEwan	Sage	Witter
Demarest	Harburger	McInerney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1247) entitled: "An act to amend the Poor Law, in relation to the relief of soldiers, sailors and their families." (Rec. No. 301.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Ryttenberg
Ahern	Dusinbery	Hasenflug	McKeown	Sage
Allds	Egan	Hatch	McMillan	Sands

Apgar	Ellis	Hawkins	Meister	Sawyer
Axtell	Everett	Henry	Metcalfe	Scanlon
Babcock	Fallows	Herrick	Metzler	Siems
Baker	Fancher	Hill	Miller	Slater
Barnes	Farrell	Hitchcock	Minton	Sloane
Baum	Fish	Honeck	Morgan	Smith A R
Bedell	Fitzger'd, J B	Hyman, A Z	Morris	Smith, J L
Beede	Fitzger'd J J	Hyman, S F	O'Connell	Snyder, R A
Bradley	Fordyce	Johnson	O'Connor	Snyder T
Brennan	Fowler	Kelley, E E	Patton	Stevens
Burnett	Erisbie	Kelly, G T	Phillips	Streifler
Cohn	Galbraith	Kelsey	Plank	Sullivan, T P
Cohn	Gale	Kittell	Platt	Sullivan, W J
Conger	Gardiner, R	Knipp	Post	Trainor
Cook	Gardner, C J	Larzelere	Poth	Tripp
Costello	Geoghan	Lewis, M E	Price	Waite
Cotton	Graham	Lewis, T D	Prince	Walrath
Coughtry	Griffith	Litchard	Rierdon	Weekes
Darrison	Guider	Maher	Roberts	Wheeler
Davis	Hallock	Marson	Rodenbeck	Wilson
Delaney, J T	Halpin	Martin	Rogers	Wissel
Demarest	Harburger	McCreary	Rowe	Witter

In the negative,

Green

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1016) entitled "An act to authorize the laying out and maintenance of a public park in the town of Oyster Bay, in the county of Nassau and State of New York." (Rec. No. 317.)

On motion of Mr. Gale, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2411) entitled "An act to amend the charter of the city of Mount Vernon, relative to the boundaries of the city of Mount Vernon." (Int. No. 1538.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 128 {
} NOES 00 {

Those who voted in the affirmative, were

Adams,	Dusinbery	Herrick	Minton	Sawyer
Ahern	Egan	Hill	Morgan	Scanlon
Allds	Ellis	Holsten	Morris	Sharkey
Apgar	Everett	Honeck	O'Connell	Siems
Axtell	Fancher	Hyman, A Z	O'Connor	Slater
Babcock	Farrell	Irwin	Patton	Sloane
Baker	Fish	Juengst	Phillips	Smith, A R
Barnes	Fiske	Kelley, E E	Phipps	Smith, J E
Baum	Fitzger'd J B	Kelly, G T	Plank	Smith, J L
Bedell	Fordyce	Kelsey	Post	Smith, J T
Beede	Fowler	Kittell	Poth	Snyder, R A
Bradley	Frisbie	Knipp	Price	Snyder, T
Brennan	Galbraith	Larzelere	Prince	Stevens
Burnett	Gale	Lewis, M E	Remsen	Stewart
Cain	Gardiner, R	Lewis, T D	Rierdon	Streifler
Conger	Gardner, C J	Litchard	Roberts	Sullivan, T P
Cook	Gleason	Maher	Roche	Sullivan, W J
Cooley	Graham	Marson	Rodenbeck	Trainor
Cotton	Griffith	McCreary	Rogers	Treat
Coughtry	Hallock	McEwan	Rowe	Waite
Darrison	Halpin	McInerney	Russell	Walrath, $\frac{1}{2}$
De Graw	Harburger	McKeown	Ryttenberg	Wheeler
Delaney, J T	Harris	McMillan	Sage	Wilson
Demarest	Hasenflug	Meister	Sanders	Wissel
Dillon	Hatch	Metcalfe	Sands	Witter
Doughty	Henry	Miller		/

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2406) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon' relative to the number of sergeants of police force and amount of money to be raised in any one year for maintenance of said police force." (Int. No. 1537.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Honeck	O'Connell	Smith, A R
Barnes	Farrell	Hyman, A Z	O'Connor	Smith, J E
Baum	Fish	Hyman, S F	Patton	Smith J L
Bedell	Fiske	Irwin	Phillips	Smith J T
Beede	Fitzger'ld J B	Johnson	Phipps	Snyder, R A
Bradley	Fitzger'ld, J J	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Streifler
Burnett	Galbraith	Kelsey	Poth	Sullivan, T P
Cain	Gale	Kittell	Prince	Sullivan W J
Cohn	Gardiner, R	Knipp	Price	Swift
Conger	Gardner, C J	Larzelere	Remsen	Trainor
Cook	Geoghan	Lewis, M E	Rierdon	Treat
Cooley	Gleason	Lewis, T D	Roberts	Tripp
Costello	Graham	Litchard	Roche	Waite
Cotton	Green	Maher	Rodenbeck	Walrath
Coughtry	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Sage	Wilson
Delaney, W F	Harburger	McInerney	Sanders	Wissel
Demarest	Harris	McKeown	Sands	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2410) entitled "An act to amend section 1555 of chapter 378 of the Greater New York charter in relation to the care of records." (Int. No. 1329.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Halpin	Martin	Rowe
Ahern	Delaney, W F	Harburger	McCreary	Russell
Allds	Dillon	Harris	McEwan	Rytenberg
Apgar	Doughty	Hasenflug	McInerney	Sanders
Axtell	Dusinbery	Hatch	McKeown	Sands
Babcock	Egan	Hawkins	McMillan	Sawyer
Baker	Ellis	Herrick	Metcalfe	Siems
Barnes	Everett	Hill	Metzler	Slater
Baum	Fallows	Hitchcock	Miller	Sloane
Bedell	Farrell	Holsten	Minton	Smith, J E
Beede	Fish	Hyman, A Z	Morgan	Smith, J L
Bradley	Fiske	Hyman, S F	O'Connell	Smith, J T
Brennan	Fitzger'd J B	Irwin	O'Connor	Snyder, T
Bryan	Fitzger'd J J	Johnson	Phillips	Stevens
Burnett	Fordyce	Juengst	Phipps	Stewart
Cain	Fowler	Kelley, E E	Plank	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Platt	Sullivan, W J
Conger	Gale	Kelsey	Poth	Trainor
Cook	Gardiner, R	Kittell	Price	Treat
Cooley	Gardner, C J	Knipp	Prince	Waite
Costello	Geoghan	Larzelere	Remsen	Weekes
Cotton	Gleason	Lewis, M E	Rierdon	Wheeler
Coughtry	Graham	Lewis, T D	Roberts	Wilson
Darrison	Green	Litchard	Roche	Wissel
Davis	Griffith	Maher	Rodenbeck	Witter
De Graw	Guider	Marson		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2413) entitled "An act to amend chapter 617 of the Laws of 1868 entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' and to amend chapter 127 of the Laws of 1887 amendatory thereof, with respect to the manner of electing trustees." (Int. No. 870.)

On motion of Mr. Coughtry, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next

Mr. Speaker announced the special order, being the bill (No. 2416) entitled "An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness." (Int. No. 1698.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hatch	McMillan	Sage
Ahern	Dillon	Hawkins	Meister	Sanders
Allds	Doughty	Henry	Metcalfe	Sawyer
Apgar	Dusinbery	Hill	Metzler	Scanlon
Axtell	Egan	Hitchcock	Miller	Siems
Babcock	Ellis	Holsten	Minton	Slater
Baker	Everett	Honeck	Morgan	Sloane
Barnes	Fallows	Hyman, A Z	Morris	Smith, A R
Baum	Fancher	Hyman, S F	O'Connell	Smith, J E
Bedell	Farrell	Irwin	O'Connor	Smith, J L
Beede	Fish	Juengst	Patton	Snyder, R A
Bradley	Fiske	Kelley, E E	Phillips	Snyder, T
Brennan	Fitzger'd JB	Kelly, G T	Phipps	Stevens
Bryan	Fitzger'd J J	Kelsey	Plank	Stewart
Burnett	Fordyce	Kittell	Platt	Streifler
Cain	Frisbie	Knipp	Post	Sullivan, W J

Cohn	Galbraith	Larzelere	Poth	Swift
Conger	Gale	Lewis, M E	Price	Trainor
Cook	Gardner, C J	Lewis, T D	Remsen	Tripp
Cooley	Geoghan	Litchard	Rierdon	Waite
Costello	Graham	Maher	Roberts	Walrath
Cotton	Griffith	Martin	Roche	Weekes
Coughtry	Guider	McCreary	Rodenbeck	West
Darrison	Hallock	McEwan	Rogers	Wheeler
Davis	Halpin	McInerney	Russell	Wissel
De Graw	Harburger	McKeown	Rytenberg	Witter
Delaney, W F	Harris			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2417) entitled "An act to legalize and confirm the acts of the assessors of the city of Buffalo, in making and delivering copies of assessment rolls and to legalize and confirm the acts of the board of supervisors of Erie county in levying taxes." (Int. No. 1699.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 {
 } NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Meister	Scanlon
Ahern	Dusinbery	Hawkins	Metcalfe	Sharkey
Allds	Egan	Henry	Metzler	Siems
Apgar	Ellis	Herrick	Miller	Slater
Axtell	Everett	Hill	Morgan	Sloane
Babcock	Fallows	Hitchcock	Morris	Smith, A R
Baker	Fancher	Holsten	O'Connell	Smith, J E
Barnes	Fish	Honeck	O'Connor	Smith, J L
Baum	Fiske	Hyman, S F	Patton	Smith, J T
Bedell	Fitzger'd JB	Irwin	Phillips	Snyder, T
Beede	Fitzger'd JJ	Johnson	Phipps	Stevens
Bradley	Fordyce	Kelley, E E	Plank	Stewart
Bryan	Fowler	Kelly, G T	Platt	Streifler

Burnett	Frisbie	Kelsey	Post	Sullivan, W J
Cain	Gale	Kittell	Poth	Swift
Cohn	Gardiner, R	Knipp	Prince	Trainor
Conger	Gardner, C J	Larzelere	Remsen	Treat
Cooley	Geoghan	Lewis, M E	Rierdon	Tripp
Costello	Gleason	Lewis, T D	Roberts	Waite
Cotton	Graham	Litchard	Roche	Walrath
Coughtry	Green	Maher	Rodenbeck	Weekes
Darrison	Griffith	Murson	Rowe	West
De Graw	Guider	Martin	Russell	Wheeler
Delaney, J T	Hallock	McCreary	Ryttenberg	Wilson
Delaney, W F	Halpin	McEwan	Sage	Wissel
Demarest	Harburger	McInerney	Sanders	Witter
Dillon	Harris	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2418) entitled "An act to amend section 5 of chapter 165 of the laws of 1898, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorneys-at-law or as attorneys and counselors-at-law in the courts of record of this State,' as amended by chapter 133 of the Laws of 1900." (Int. No. 1700.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sage
Ahern	Dusinbery	Hatch	McMillan	Sanders
Allds	Egan	Hawkins	Meister	Sands
Apgar	Ellis	Henry	Metcalfe	Sawyer
Axtell	Everett	Herrick	Metzler	Scanlon
Babcock	Fallows	Hill	Miller	Sharkey
Baker	Fancher	Hitchcock	Minton	Siems

Barnes	Farrell	Holsten	Morgan	Slater
Baum	Fish	Honeck	Morris	Sloane
Bedell	Fiske	Hyman, A Z	O'Connell	Smith, A R
Beede	Fitzger'd JB	Hyman, S F	O'Connor	Smith, J E
Bradley	Fitzgerald JJ	Irwin	Patton	Smith, J L
Brennan	Fordyce	Johnson	Phillips	Smith, J T
Bryan	Fowler	Juengst	Phipps	Snyder, R A
Burnett	Frisbie	Kelley, E E	Plank	Snyder, T
Cain	Galbraith	Kelly, G T	Platt	Stevens
Cohn	Gale	Kelsey	Post	Striefler
Conger	Gardiner, R	Kittell	Poth	Sullivan, T P
Cook	Gardner, C J	Knipp	Price	Sullivan, W J
Cooley	Geoghan	Larzelere	Prince	Swift
Costello	Gleason	Lewis, M E	Remsen	Trainor
Cotton	Graham	Lewis, T D	Rierdon	Treat
Coughtry	Green	Litchard	Roberts	Waite
Darrison	Griffith	Maher	Roche	Walrath
Davis	Guider	Marson	Rodenbeck	West
De Graw	Hallock	Martin	Rogers	Wheeler
Delaney, J T	Halpin	McCreary	Rowe	Wilson
Delaney, W F	Harburger	McEwan	Russell	Wissel
Demarest	Harris	McInerney	Rytenberg	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2421) entitled "An act to amend the County Law, relating to the designation of newspapers for the publication of session laws." (Int. No. 1703.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hasenflug	Metcalf	Sands
Ahern	Demarest	Hawkins	Miller	Sawyer
Allds	Dillon	Henry	Minton	Scanlon

Apgar	Doughty	Herrick	Morgan	Sharkey
Axtell	Dusinbery	Hill	Morris	Siems
Babcock	Ellis	Hitchcock	O'Connell	Slater
Baker	Everett	Honeck	O'Connor	Sloane
Barnes	Fallows	Hyman, A	Z Patton	Smith, A R
Baum	Fancher	Irwin	Phillips	Smith, J E
Bedell	Farrell	Johnson	Phipps	Smith, J L
Beede	Fish	Juengst	Plank	Smith, J T
Bradley	Fiske	Kelly, G T	Platt	Snyder, T
Brennan	Fitzger'ld J B	Kelsey	Post	Stevens
Bryan	Fitzger'ld J J	Kittell	Poth	Stewart
Burnett	Fordyce	Knipp	Price	Streifler
Cain	Fowler	Larzelere	Prince	Sullivan, T P
Cohn	Frisbie	Lewis, M E	Remsen	Swift
Conger	Galbraith	Lewis, T D	Rierdon	Trainor
Cook	Gardiner, R	Litchard	Roberts	Tripp
Cooley	Gardner, C J	Maher	Roche	Waite
Costello	Gleason	Martin	Rodenbeck	Weekes
Cotton	Green	McCreary	Rogers	West
Coughtry	Griffith	McEwan	Rowe	Wheeler
Darrison	Hallock	McInerney	Russell	Wilson
Davis	Halpin	McKeown	Rytenberg	Wissel
De Graw	Harburger	McMillan	Sage	Witter
Delaney, J T	Harris	Meister	Sanders	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2429) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against William Strauss, formerly a captain of the police department of said city, and to reinstate him in said department." (Int. No. 1711.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sands
Ahern	Dusinbery	Hawkins	Meister	Sawyer
Allds	Egan	Henry	Metzler	Scanlon
Apgar	Ellis	Herrick	Miller	Sharkey
Axtell	Everett	Hill	Minton	Siems
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Conger	Gale	Kittell	Price	Sullivan, W J
Cook	Gardiner, R	Knipp	Prince	Swift
Cooley	Gardner, C J	Larzelere	Remsen	Trainor
Costello	Geoghan	Lewis, M E	Rierdon	Treat
Cotton	Gleason	Lewis, T D	Roberts	Tripp
Coughtry	Graham	Litchard	Roche	Waite
Darrison	Green	Maher	Rodenbeck	Walrath
Davis	Griffith	Marson	Rogers	Weekes
De Graw	Guider	Martin	Rowe	West
Delaney J T	Hallock	McCreary	Russell	Wilson
Delaney W F	Halpin	McEwan	Rytenberg	Wissel
Demarest	Harburger	McInerney	Sage	Witter
Dillon	Harris	McKeown	Sanders	

In the negative,

Slater

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2430) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of erecting and furnishing a quarantine hospital." (Int. No. 1712.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
 { NOES 60 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sawyer
Ahern	Doughty	Henry	Metcalfe	Scanlon
Allds	Egan	Herrick	Metzler	Sharkey
Apgar	Ellis	Hill	Miller	Siems
Axtell	Everett	Hitchcock	Minton	Slater
Babcock	Fallows	Holsten	Morgan	Sloane
Baker	Fancher	Honeck	Morris	Smith A R
Barnes	Farrell	Hyman, A Z	O'Connell	Smith, J E
Baum	Fish	Hyman, S F	O'Connor	Smith, J L
Bedell	Fiske	Irwin	Patton	Smith, J T
Beede	Fitzger'd, J B	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd, J J	Juengst	Phipps	Snyder, T
Brennan	Fordyce	Kelley, E E	Plank	Stevens
Bryan	Fowler	Kelly, G T	Platt	Stewart
Burnett	Frisbie	Kelsey	Post	Streifler
Cain	Gale	Kittell	Poth	Sullivan, T P
Cohn	Gardiner, R	Knipp	Price	Sullivan, W J
Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Green	Litchard	Roche	Tripp
Cotton	Griffith	Maher	Rodenbeck	Waite
Coughtry	Guider	Marson	Rogers	Walrath
Darrison	Hallock	Martin	Rowe	Weekes
Davis	Halpin	McCreary	Russell	West
De Graw	Harburger	McEwan	Ryttenberg	Wheeler
Delaney, J T	Harris	McInerney	Sage	Wilson
Delaney, W F	Hasenflug	McKeown	Sanders	Wissel
Demarest	Hatch	McMillan	Sands	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2393) entitled "An act to amend the Insurance Law, relating to the distribution of the tax paid by agents of foreign fire insurance corporations to fire departments" (Int. No. 94), having been announced for a third reading,

On motion of Mr. Rogers, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. R. A. Snyder, from the committee on engrossed bills, reported as correctly printed or engrossed the bill entitled as follows:

"An act to enable the commissioner of public safety of the city of Albany to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department." (No. 2437, Int. No. 1375.)

Mr. Fallows offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1257, Senate reprint No. 930, entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James Burns, a policeman of the first grade, for reinstatement in said department" (Int. No. 932), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Fallows offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 647, Senate reprint No. 984, entitled "An act to amend section 977 of the Code of Civil Procedure, relating to the trial of issues of fact and law other than preferred cases" (Int. No. 184), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Henry offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1595, Senate reprint No. 1180, entitled "An

act to amend the Election Law in relation to the payment of election expenses " (Int. No. 896), for the purpose of transmitting to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Weeks offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 2008, entitled "An act to amend chapter 277 of the Laws of 1869, entitled 'An act to incorporate the Fulton Market Fishmongers' Association of the city of New York,' relative to the authority of the said corporation to renew its leases " (Int. No. 1328), for the purpose of transmitting to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Ryttenberg offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 2060, entitled "An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to abandonment proceedings " (Int. No. 1533), for the purpose of transmitting to the mayor of the city of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution returning to the Governor, Assembly bill No. 647, Senate reprint No. 984, entitled "An act to amend section 977 of the Code of Civil Procedure, relating to the trial of issues of fact and law other than preferred cases " (Int. No. 184), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment Assembly bill No. 1257, Senate reprint No. 930, entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James Burns, a policeman of the first grade, for reinstatement, in said department" (Int. No. 932), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of transmitting to the city, Assembly bill No. 1595, Senate reprint, No. 1180, entitled "An act to amend the Election Law, in relation to the payment of election expenses" (Int. No. 896), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of transmitting to the city, Assembly bill No. 2060, entitled "An act to amend 378 of the Laws of 1897 by adding thereto a new section in relation to abandonment proceedings" (Int. No. 1533), with a message that they have concurred in the passage of the same.

Ordered. That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of transmitting to the city, Assembly bill No. 2008, entitled "An act to amend chapter 277 of the Laws of 1869, entitled 'An act to incorporate the Fulton Market Fishmongers' Association of the city of New York' relative to authority of the said corporation to renew its leases" (Int. No. 1328), with a message that they had concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor, was received and read, in the words following::

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 2, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to city, Assembly bill No. 2055, entitled "An act to amend chapter 4 of the Laws of 1891

entitled 'An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants' and otherwise with respect to such railways in such cities." (Int. No. 1527.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the following entitled bills:

"An act authorizing the State Engineer and Surveyor to continue to co-operate with the director of the United States Geological Survey in making a topographic survey and map of the State of New York and making an appropriation therefor." (No. 483, Int. No. 138, Senate reprint No. 1055.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act for the regulation of the working hours of pharmacists and drug clerks in cities of 1,000,000 or more inhabitants." (No. 1299, Int. No. 46, Senate reprint No. 1378.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same, without amendment.

"An act to provide for the disposition of highways constructed under and pursuant to authority of chapter 493 of the Laws of 1892." (No. 1978, Int. No. 1469.)

"An act to authorize and empower the board of trustees of the village of Sing Sing, in the county of Westchester, to issue certificates of indebtedness on the credit of said village, to the amount of \$12,000." (No. 2012, Int. No. 1491.)

"An act to provide for the furnishing of life-saving apparatus, appliances and paraphernalia along the shores or banks of the streams, rivers or waters within the boundaries of cities, towns and villages of the State." (No. 1225, Int. No. 1031.)

"An act to amend chapter 314 of the Laws of 1854, entitled 'An act to establish free schools in the village of Sing Sing.'" (No. 1976, Int. No. 1467.)

"An act to amend chapter 309 of the Laws of 1884, in relation to the powers of the surrogate's clerk." (No. 1479, Int. No. 943.)

"An act to amend the Election Law, relating to ballots at town meetings on general election day." (No. 2079, Int. No. 968.)

"An act to re-appropriate the unexpended balance of former appropriations for the purpose of repairing and grading the bridge road leading from the highway on the west side of Otisco lake, across the State bridge over said lake to the highway on the east side thereof." (No. 906, Int. No. 794.)

"An act to amend section 89 of the Village Law in relation to the powers of trustees to regulate the use of roads, avenues, streets, lanes, parks, public buildings and public places." (No. 1102, Int. No. 937.)

"An act to amend the Code of Civil Procedure, relative to summons in Justices Court." (No. 1551, Int. No. 724.)

"An act to amend the Village Law, relating to licensing hawkers and peddlers." (No. 2145, Int. No. 743.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Weibrick, formerly a private of the Nineteenth Separate Company, National Guard, State of New York, against the State of New York, for alleged injuries received by him while in the line of duty and in the military service of the State of New York, and to render judgment therefor." (No. 754, Int. No. 677.)

"An act to amend section 83 of chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State,' constituting chapter 31 of the general laws." (No. 2107, Int. No. 696.)

"An act in relation to cities, constituting chapter 22 of the general laws." (No. 1945, Int. No. 654.)

"An act to amend the Insanity Law, relating to Long Island and Manhattan State hospitals." (No. 1872, Int. No. 668.)

"An act to amend section 2746 of the Code of Civil Procedure in relation to bonds in Surrogate's Courts." (No. 1663, Int. No. 510.)

"An act to amend the Membership Corporation Law, relating to taxation of lot owners by cemetery corporations." (No. 1823, Int. No. 562.)

"An act to re-appropriate the unexpended balance of a former appropriation." (No. 374, Int. No. 374.)

"An act to incorporate the Student Volunteer Movement for Foreign Missions." (No. 1814, Int. No. 435.)

“An act to amend subdivision 7 of section 4 of the Highway Law, relative to expenditure of moneys raised and collected for highway purposes.” (No. 1540, Int. No. 345.)

“An act providing for horticultural investigations, experiments, instruction and information, and for the dissemination of horticultural knowledge by the agricultural station at Geneva, in the county of Ontario, and making an appropriation therefor.” (No. 370, Int. No. 370.)

“An act to amend the Penal Code, relating to the unauthorized wearing of badges.” (No. 1803, Int. No. 202.)

“An act to amend chapter 296 of the Laws of 1851, entitled ‘An act to incorporate The Society for the Relief of the Destitute Children of Seamen,’ relative to annual income of the estate of said society.” (No. 1873, Int. No. 268.)

“An act to amend the Lien Law, relating to the sale of property retaken by a vendor under a contract of conditioned sale.” (No. 1557, Int. No. 60.)

“An act to amend section 791 of the Code of Civil Procedure, relating to preference among civil actions.” (No. 813, Int. No. 189.)

“An act to change the name of Westchester Firemen’s Association of the city of New York.” (No. 2241, Int. No. 1625.)

“An act to amend the Banking Law, relative to the rate of interest.” (No. 2324 Int. No. 1670.)

“An act to provide for extraordinary repairs and improvement of existing mechanical and other structures and works on, and connected with, the canals of this State.” (No. 2184, Int. No. 1595.)

“An act to change the name of the ‘Second Baptist Church of Elba, New York,’ to ‘First Baptist Church of Elba, New York.’” (No. 2287, Int. No. 1654.)

“An act to reappropriate money for the completion of Rome State Custodial Asylum.” (No. 2192, Int. No. 1603.)

“An act to amend chapter 674 of the Laws of 1895, in relation to the Woodhaven Fire Department of the town of Jamaica, in reference to the time for holding the annual elections.” (No. 2189, Int. No. 1600.)

“An act to amend section 114 of chapter 686 of the Laws of

1892, known as the County Law, in relation to the application of the proceeds of the tax on dogs." (No. 2178, Int. No. 1589.)

"An act to legalize, ratify and confirm certain bonds issued by the village of Cuba, for the purpose of making certain improvements in the water-works system of said village." (No. 2222, Int. No. 1606.)

"An act amending an act entitled 'An act enlarging and modifying the powers of town officers within counties having over 300,000 inhabitants, and providing for public improvements within such towns, excepting the counties of New York and Kings,' being chapter 816 of the Laws of 1895." (No. 2131, Int. No. 1564.)

"An act to authorize the town board of the town of Stillwater, in the county of Saratoga, to issue bonds for the purpose of raising money to build and construct a public highway in said town." (No. 2173, Int. No. 1583.)

"An act in relation to the exemption of volunteer firemen who are deprived of the right to serve their full time by the organization of a paid department." (No. 2037, Int. No. 1507.)

"An act to provide for the payment of the expense of improving Delaware road (so-called), in the town of Tonawanda, in Erie county." (No. 2302, Int. No. 1559.)

"An act to repeal chapter 59 of the Laws of 1894, entitled 'An act to provide for the better administration of justice in the town of Halfmoon, in the county of Saratoga,' and chapter 458 of the Laws of 1895, entitled 'An act to amend chapter 59 of the Laws of 1894, entitled An act to provide for the better administration of justice in the town of Halfmoon, in the county of Saratoga.'" (No. 2014, Int. No. 1493.)

"An act to authorize the village of Lima to borrow money for the payment of a deficiency arising in the construction of its water-works system, and for the payment of fire-hose and hose-carts, and to issue its notes therefor." (No. 2018, Int. No. 1500.)

"An act to amend chapter 719 of the Laws of 1894, entitled 'An act to incorporate the Tidal Water-Way Company and to define its rights, powers and privileges.'" (No. 1938, Int. No. 1460.)

"An act to amend chapter 512 of the Laws of 1867, entitled An act to incorporate the village of Harts Falls, in the county

of Rensselaer,' relative to the amount of highway funds to be raised in any one year." (No. 2196, Int. No. 1486.)

"An act to amend the Election Law, and authorizing the town clerk to administer oaths to primary election officers." (No. 1922, Int. No. 1444.)

"An act to amend section 11 of chapter 338 of the Laws of 1894, known as 'The Canal Law,' in relation to the power of the canal board to permit erections on State land." (No. 1933, Int. No. 1455.)

"An act to amend section 57 of the Stock Corporation Law in relation to the voluntary dissolution of corporations." (No. 2269, Int. No. 1419.)

"An act to amend chapter 908 of the Laws of 1896, known as the Tax Law, in relation to fees of tax collectors." (No. 1909, Int. No. 1431.)

"An act to legalize a special election held in the village of Mayville on the 2d day of July, 1898, authorizing the issue of bonds of said village for the construction of water works." (No. 1753, Int. No. 1358.)

"An act to amend section 1 of chapter 62 of the Laws of 1897, entitled 'An act to authorize the appointment of a county detective in counties of more than 125,000 inhabitants and to fix the compensation of such detective.' (No. 1843, Int. No. 1398.)

"An act to change the name of the Yorkshire Center Cemetery Association." (No. 1716, Int. No. 1333.)

"An act to confer jurisdiction upon the Court of Claims to hear and determine the alleged claim of the city of Rochester and others against the State." (No. 1734, Int. No. 1348.)

"An act to amend the County Law, relating to the designation of newspapers for the publication of session laws." (No. 1707, Int. No. 1324.)

"An act to release the interest of the People of the State of New York in lands of which Michael J. Ward died seized to Mary E. Ward." (No. 1710, Int. No. 1327.)

"An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue, in the town of New Lots, in the county of Kings." (No. 1694, Int. No. 1311.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of heirs, executors, admin-

istrators of Margaret C. Considine, deceased." (No. 1971, Int. No. 1317.)

"An act to authorize the State Comptroller to hear and determine the application of William Sparr for cancellation of the tax sale of 1881 of lot 55, Mayfield patent, 38 acres, west part thereof, in the town of Bleecker, Fulton county, as sold at said sale for unpaid taxes." (No. 1628, Int. No. 1277.)

"An act making an appropriation of moneys collected and due from racing associations for the promotion of agriculture." (No. 1629, Int. No. 1278.)

"An act to amend the Forest, Fish and Game Law, in relation to oyster beds protected." (No. 1956, Int. No. 1228.)

"An act to legalize and ratify the incorporation of the village of Lyons Falls." (No. 1587, Int. No. 1267.)

"An act to amend chapter 233 of the Laws of 1873, in relation to the fire department of the village of Peekskill." (No. 1485, Int. No. 1201.)

"An act to provide for the audit and payment of certain claims against the city of Albany, and making an appropriation therefor." (No. 1487, Int. No. 1203.)

"An act to re-appropriate money heretofore appropriated for the construction of a bridge and the approaches thereto and for the extension and repair of the old abutments, in the village of Seneca Falls, in the county of Seneca." (No. 1459, Int. No. 1190.)

"An act to redistrict the town of Catskill, New York." (No. 1464, Int. No. 1195.)

"An act to amend the Forest, Fish and Game Law, relative to close season for hares and rabbits in certain counties." (No. 2297, Int. No. 1162.)

"An act to amend the Code of Criminal Procedure, in relation to the prosecution of an undertaking given by an Indian." (No. 2099, Int. No. 1165.)

"An act to amend section 1, section 2, section 5 and section 9 of chapter 250 of the Laws of 1878, entitled 'An act to secure the better application of funds to relieve the poor in the town of Plattsburgh, in the county of Clinton.'" (No. 1413, Int. No. 1149.)

"An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse." (No. 1675, Int. No. 1152.)

"An act to amend the Penal Code, relative to guards or fences at places where ice is being cut." (No. 1352, Int. No. 1113.)

"An act to amend the Forest, Fish and Game Law, relative to hooking coarse fish in Ouleout creek in Delaware county." (No. 1954, Int. No. 1143.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle,' in relation to improvement bonds for road improvements." (No. 2283, Int. No. 1650.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

"An act to extend the time for the collection of taxes in the towns and cities of the county of Westchester, New York." (No. 1964, Int. No. 1008.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend chapter 128 of the Laws of 1899, entitled 'An act to incorporate the city of New Rochelle.'" (No. 2282, Int. No. 1649.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

The Senate returned the Senate bill (No. 345, Assembly reprint No. 2364, Rec. No. 46), entitled "An act to amend section 360 of the Code of Civil Procedure, with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill (No. 338, Int. No. 330) entitled "An act to amend chapter 635 of the Laws of 1897, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, relative to engineers,'" with a message that said bill was duly passed by the Senate, the President stating the question to be, "Shall this bill become a law notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the amendments of the Assembly made thereto:

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against James A. Dourigan, a policeman of the first grade, for reappointment in said department.” (No. 968, Assembly reprint No. 2363, Rec. No. 217.)

“An act to amend chapter 143 of the Laws of 1892, entitled ‘An act to incorporate the city of Niagara Falls,’ as amended, relating to the payment of damages to owners of real property damaged by change of grade of streets, highways or bridges.” (No. 963, Assembly reprint No. 2304, Rec. No. 207.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills:

“An act relating to the county court house in the county of New York.” (No. 1453, Senate reprint No. 1352, Int. No. 1184).

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

“An act supplemental to chapter 469 of the Laws of 1892 entitled ‘An act to restore to the owners of water power on Black river the water diverted by the State for canal purposes.’” (No. 479, Assembly reprint No. 2329, Rec. No. 129).

“An act to provide for the payment of the claim of Thomas Penders for mason work and material furnished the board of education of Long Island City during the year 1891.” (No. 373, Assembly reprint No. 2303, Rec. No. 108.)

“An act making appropriation for constructing a hoist bridge over the Erie canal, on Catherine and Almond street in the city of Syracuse.” (No. 813, Assembly reprint No. 2330, Rec. No. 156.)

The Senate returned the following entitled bills, with a message that they have reconsidered their vote by which said bill passed, and as amended have again passed the same:

“An act to amend the Public Health Law, relating to the practice of veterinary medicine.” (No. 2326, Int. No. 536.)

“An act to repeal chapter 268 of the Laws of 1877 entitled ‘An act in relation to the collection of taxes and the sales of land therefor in certain towns in Queens county’ and the various acts amendatory thereof.” (No. 2301, Int. No. 798.)

“An act to amend the Agricultural Law, relative to the distribution of moneys to agricultural societies.” (No. 2245, Senate reprint No. 897, Int. No. 377.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

“An act making an appropriation for Craig Colony of Epileptics.” (No. 1062, Senate reprint No. 1140, Int. No. 364.)

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from the Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 1250, Int. No. 651) entitled “An act authorizing the board of estimate and apportionment of the city of New York to appropriate the sum of \$50,000, to aid in the erection of a monument in memory of the martyrs who perished in the prison ships in New York harbor during the War of the Revolution,” with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from the Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 219, Int. No. 219) entitled “An act reducing the tax payable by the Manhattan East Side Mission of the city of New York, for the year 1895,” with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from the Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 2003, Int. No. 653) entitled “An act to amend the Greater New York charter, relative to the law department,” with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Speaker presented the Report of the State Board of Health upon examination of samples of food colors in conformity with

the provisions of chapter 518 of the Laws of 1899, which was laid upon the table and ordered printed.

(See Document.)

Also, the Annual Report of the Superintendent of Insurance for the year ending December 1, 1899, which was laid upon the table and ordered printed.

(See Document.)

On motion of Mr. Price, the privileges of the floor were granted to the Hon. Hugh O. Bayne, ex-judge of the Court of Appeals of Louisiana.

Mr. Alds offered for the consideration of the House a resolution in the words following:

Whereas, During the past year, Providence has seen fit to call from our midst the late John W. Ambrose, of the city of New York, whose life of unselfish public service has proved of such inestimable advantage to the citizens of that city and of the entire State, by season of his securing new and adequate channels leading from the ocean into the port of New York, for the accommodation of our rapidly increasing commerce, he having for that purpose secured from the Federal Government during the past eighteen years, appropriations for the harbor of New York, aggregating the enormous sum of eight million dollars; and

Whereas, The community at large and the maritime and commercial interests of the city and port of New York and of the entire State, have been greatly benefited thereby; and

Whereas, Mr. Ambrose having held no public office, but animated solely by patriotic motives, to which he gave his pre-eminent abilities, by arousing general interest in such public improvements, not only of the harbor facilities of New York, but also of the waterways of the State at large, we now desire to give pronounced expression in this manner of our high appreciation of his services.

Now be it Resolved (if the Senate concur), That the State of New York recognizes with gratitude and warm appreciation the efforts of the late John W. Ambrose to preserve and develop the harbor and waterways of the city and State of New York, and commends his unselfish labors for the advancement of the trade and commerce thereof, which will enure also to the benefit of the country at large, and be it further

Resolved, That we deeply deplore his untimely death, and the loss of his public services, and that a copy of these resolutions be suitably engrossed and presented to his family.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative, unanimously, by a rising vote.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, *April 2, 1900.*

To the Legislature:

There is before you a message for the establishment of a tenement house commission to look into the whole subject of the proper construction of tenement houses in the congested districts of our great cities of the first class. I earnestly hope that this bill may be enacted into law. It is probable that there is not, and has not been, before your body a measure of more real importance to the welfare of those who are least able to protect themselves and whom we should especially guard from the effects of their own helplessness and from the rapacity of those who would prey upon them. There was held this year in New York a Tenement House Exhibition, showing by maps and models the dreadful conditions which we are now striving to remedy, and the shape that the remedy should take. One of the most striking features at this exhibit was the series of charts which showed the way in which disease, crime and pauperism increased almost in geometrical proportion as the conditions of the tenement house life became worse, that is, as to overcrowding are added the evils of want of air, of light, of cleanliness, of comfort, in short, of all the decencies of life. These decencies are of course indispensable if good citizenship is to be made possible. The tenement house in its worse shape is a festering sore in the civilization of our great cities. We cannot be excused if we fail to cut out this ulcer; and our failure will be terribly avenged, for by its presence it inevitably poisons the whole body politic and social. At present in New York the conditions are in some respects worse, not better than they were a few years ago; because now the authorities permit the erection of huge buildings, which though less disreputable in appearance than the old tenement houses are, because of their immense mass and inferior light and air shafts, worse from a hygienic standpoint.

Two classes of people are interested in perpetuating the present infamous conditions, viz.: the class that owns the tenement houses and the class that builds them. The best owners and the best builders do not desire to perpetuate these conditions; but it is im-

perative to protect them from the competition of their less conscientious rivals.

Against this concrete and mercenary hostility to the needed reform we can marshal only the general sentiment for decent and cleanly living and for fair play to all our citizens. Too often the sufferer himself is dumb either because he cannot express himself or because he does not know what remedy to advocate. In his interest, and in the interest of all our people—above all in the interest of the State whose standard of citizenship in the future is partly dependent upon the housing of children in the tenement house districts of the present—we should see to the improvement of the conditions which now make the congested districts of our great cities a blot on our civilization. Great good was accomplished by the tenement house commission appointed under a similar bill a few years ago. This good is now in part being nullified, and a new commission is urgently needed.

THEODORE ROOSEVELT,

The hour of 12 o'clock M. having arrived,

Mr. Speaker announced that pursuant to law, and agreeable to a joint resolution of the Senate and Assembly heretofore adopted, the Assembly would now proceed to nominate a candidate for the office of Regent of the University in place of Sylvester Malone, deceased.

Thereupon in open session, each member, as his name was called by the Clerk, rose in his place, and by a viva voce vote nominated the following for Regent of the University:

FOR REV. THOMAS A. HENDRICK.

Adams	Davis	Griffith	Marson	Sands
Ahern	De Graw	Hallock	McCreary	Sawyer
Allds	Delaney, J T	Harris	McEwan	Slater
Apgar	Doughty	Hatch	McMillan	Smith, A R
Axtell	Dusinbery	Henry	Metzler	Smith, J T
Babcock	Ellis	Hill	Morgan	Snyder T
Bedell	Everett	Hitchcock	Patton	Stevens
Beede	Fallows	Irwin	Plank	Swift
Bryan	Fancher	Johnson	Platt	Treat
Burnett	Fish	Kelley, E E	Post	Tripp
Conger	Fordyce	Kelsey	Price	Waite
Cook	Fowler	Kittell	Remsen	Weekes
Cooley	Galbraith	Knipp	Roberts	Wheeler
Costello	Gardiner, R	Larzelere	Rodenbeck	Wilson

Cotton	Gardner C J	Lewis, M E	Rogers	Witter	
Coughtry	Gleason	Lewis, T D	Rowe	Speaker	
Darrison	Graham	Litchard	Russell		84

FOR RT. REV. T. M. A. BURKE.

Barnes	Fitzger'd J B	Holsten	Minton	Sanders	
Baum	Fitzger'd J J	Honeck	Morris	Scanlon	
Bradley	Frisbie	Hyman, A Z	O'Connell	Sharkey	
Cain	Gale	Hyman, S F	Phillips	Siems	
Cohn	Green	Juengst	Poth	Smith, J E	
Delaney W F	Guider	Kelly, G T	Prince	Stewart	
Demarest	Halpin	Maher	Rierdon	Striefler	
Dillon	Harburger	McInerney	Roche	Sullivan, W J	
Egan	Hasenflug	McKeown	Ryttenberg	Trainor	
Farrell	Hawkins	Meister	Sage	Wissel	
Fiske	Herrick	Metcalf			53

A quorum of all the members elected to the Assembly having voted, and the majority having named Thomas A. Hendrick as their choice, Mr. Speaker declared that Thomas A. Hendrick, of the county of Monroe, had been duly nominated on the part of the Assembly as a candidate for the office of Regent of the University, to fill the vacancy occasioned by the death of Sylvester Malone.

On request of Mr. Tripp, the bill (No. 2019) entitled "An act to amend the Banking Law relative to sureties in which deposits in savings banks may be invested" (Int. No. 1501), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Trainor, the bill (No. 2436) entitled "An act to amend sections 13 and 55 of the 'Greater New York charter' in relation to the salary of the justices of 'the municipal court of the city of New York'" (Int. No. 1719), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Griffith, the bill (No. 2448) entitled "An act to authorize the trustees of the village of Clyde to levy and collect a tax for the purpose of paying the existing indebtedness of said village" (Int. No. 1721), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Rogers, the bill (No. 2041) entitled "An act

to amend the Forest, Fish and Game Law, relative to eel weirs in the Delaware and Chenango rivers " (Int. No. 1511), was referred to the committee on rules for the purpose of making the said bill a special order on third reading.

On request of Mr. Frisbie, the bill (No. 2286) entitled "An act to amend the Forest, Fish and Game Law relative to the close season for hares and rabbits, and relative to the size of black bass which may be taken from Schoharie creek, in Schoharie county " (Int. No. 1653), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Fish, the bill (No. 2431) entitled "An act to repeal chapter 289 of the Laws of 1889, entitled 'An act to provide for the revision and consolidation of certain of the general statutes of this State;' chapter 313, of the Laws of 1890, entitled 'An act making an appropriation for continuing the work of the commissioners of statutory revision;' and chapter 1036, of the Laws of 1895, entitled 'An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;' and to abolish the offices heretofore known as commissioners of statutory revision, and the commissioners of code revision; also to amend section 3, of "The Executive Law" in relation to the appointment of a counsel to the Governor " (Int. No. 1715), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Hill, the Senate bill (No. 1220) entitled "An act to amend section 3379 of the Code of Civil Procedure relative to the allowance of costs in certain cases " (Rec. No. 314), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1382) entitled "An act for continuing the acquisition of land in the Adirondack park and to provide for the extension of the forest preserve in the counties of Delaware, Greene, Sullivan and Ulster and making an appropriation therefor " (Rec. No. 357), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Axtell, the Senate bill (No. 1076) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of George L. Gordon against the State for damages alleged to have been sustained by him and to render judgment therefor" (Rec. No. 319), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Chahoon, Senate bill (No. 948) entitled "An act to amend the Forest, Fish and Game Law, relative to services at forest fires" (Rec. No. 187), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Ahern, Senate bill (No. 1152) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James O'Neil and William J. Mahony, as executors of the last will and testament of Michael Mahony, deceased, against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Rec. No. 276), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Kittell, Senate bill (No. 1148) entitled "An act making appropriations for various purposes for House of Refuge for Women at Hudson" (Rec. No. 329), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Litchard, Senate bill (No. 1136) entitled "An act to establish a State school of clay working and ceramics at Alfred University and making appropriation for the construction and equipment of a suitable building, and the maintenance of such school for one year" (Rec. No. 259), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. W. J. Sullivan, Senate bill (No. 206) entitled "An act to confer jurisdiction upon the Court of Claims to rehear, audit and determine the alleged claims of Charles E. Linkie and Carrie V. Linkie against the State for damages alleged to have been sustained by them and to render judgment therefor" (Rec. No. 219), was referred to the committee on rules for the

purpose of making said bill a special order on second and third reading.

On request of Mr. Davis, Senate bill (No. 1006) entitled "An act to further amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the Court of General Sessions and its judges and officers, and to provide for the appointment of an additional stenographer for said court" (Rec. No. 354), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, Senate bill (No. 261) entitled "An act to amend the Banking Law with reference to the loaning of the available fund of a savings bank for current expenses" (Rec. No. 362), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Davis, Senate bill (No. 1406) entitled "An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15, of chapter 556 of the Laws of 1894, entitled 'the Consolidated School Law'" (Rec. No. 353), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. G. T. Kelly, Senate bill (No. 852) entitled "An act to authorize the United Traction Company to construct and maintain a bridge, appurtenances and approaches to the same over the Hudson river from the foot of Broadway, in the city of Troy, to a point in the southerly end of Center island, in the Hudson river, and thence to a point near Broadway in the city of Watervliet, on the opposite side of the Hudson river" (Rec. No. 191), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, Senate bill (No. 703) entitled "An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same" (Rec. No. 361), was referred to the

committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Stevens, the Senate bill (No. 1365) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the alleged claim of William W. Wheeler against the State of New York, for damages sustained by him in consequence of the cancellation, annulling and setting aside, of letters patent executed to him by the people of the State of New York, so far as the same relates to the last half of lot 87, township 8, Old Military tract, in the county of Franklin, and to render judgment therefor" (Rec. No. 364), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Bryan, the Senate bill (No. 1362) entitled "An act to amend chapter 689 of the Laws of 1892, entitled 'An act in relation to banking corporations,' as to the voluntary dissolution of banks" (Rec. No. 337), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Bryan, the Senate bill (No. 1172) entitled "An act to provide for the publication and distribution of the Forest, Fish and Game Law, as amended" (Rec. No. 257), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Coughtry, the Senate bill (No. 1314) entitled "An act to amend the Agricultural Law, relating to the sale of skim-milk in Albany county" (Rec. No. 288), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. West, the Senate bill (No. 1206) entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, and to provide for transferring moneys from one village fund to another" (Rec. No. 333), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Burnett, the Senate bill (No. 730) entitled "An act to amend the State Finance Law, relating to payments to State Treasurer by State hospitals for the insane, and making an appro-

priation to reimburse such State hospitals for payments so made" (Rec. No. 376), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Burnett, the Senate bill (No. 557) entitled "An act to amend section 137 of chapter 909 of the Laws of 1896, being the Election Law, relative to transmission of statements of county boards to Secretary of State, and municipal assembly" (Rec. No. 199), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Guider, the Senate bill (No. 922) entitled "An act making appropriations for the dredging of Mill creek and the Narrows to Long creek, town of Freeport, Nassau county" (Rec. No. 282), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Geo. T. Kelly, the Senate bill (No. 1068) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Anna Smith against the State, for injuries alleged to have been sustained in front of the capitol building on State street in the city of Albany, New York, in the month of May, 1899, and to render judgment therefor" (Rec. No. 289), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1200), entitled "An act in relation to the licensing, the peddling, or selling merchandise in the villages of Cold Spring and Nelsonville" (Rec. No. 286), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Maher, the Senate bill (No. 1329) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to Joseph H. Garvey compensation for services actually rendered to the city of New York in the department of public charities in the year 1899, pending the preparation of municipal civil service lists for the position of superintendent of Bellevue Hospital dispensary" (Rec. No. 325), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Marson, the Senate bill (No. 933) entitled

"An act to amend the Forest, Fish and Game Law by adding thereto section 88, relative to fishing in Oneida lake" (Rec. No. 204), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Larzelere, the Senate bill (No. 1027) entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, New York'" (Rec. No. 384), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. McEwan, the Senate bill (No. 1340) entitled "An act to amend section 221 of the Code of Civil Procedure in relation to the deputy clerk of the Appellate Division of the Supreme Court in the Third Judicial Department, to act as librarian" (Rec. No. 387), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1381) entitled "An act to provide accommodations for the director of the New York Agricultural Experiment Station, and making an appropriation therefor" (Rec. No. 377), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. White, the Senate bill (No. 1154) entitled "An act to amend chapter 27 of the Laws of 1898, entitled 'An act to amend chapter 684 of the Laws of 1892, entitled 'An act relating to salt springs, constituting chapter 13 of the general laws,' as amended by chapter 261 of the Laws of 1897'" (Rec. No. 284), was referred to the committee on rules for the purpose of making said bill a special order on the order of second and third reading.

On request of Mr. Grady, the Senate bill (No. 1032) entitled "An act to amend subdivision 2, section 191 of the Code of Civil Procedure, relating to the limitation of appeals" (Rec. No. 229), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Kittell, the Senate bill (No. 1434) entitled "An act to amend the Agricultural Law in relation to State fairs" (Rec. No. 402), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. George T. Kelly, the Senate bill (No. 894) entitled "An act to amend section 1379 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the power of justices of the Municipal Court of the city of New York to take bail for persons charged with criminal offences" (Rec. No. 316), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Geo. T. Kelly, the Senate bill (No. 1201) entitled "An act to amend section 791 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the age of children entitled to participate in the New York Fire Department Relief fund" (Rec. No. 372), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Thornton, the Senate bill (No. 956) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for grouse" (Rec. No. 222), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Hill, the Senate bill (No. 1142) entitled "An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings" (Rec. No. 366), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1249) entitled "An act to amend the Tax Law, relating to taxable transfers of property" (Rec. No. 335), was referred to the committee on rules for

the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1373) entitled "An act to amend the Highway Law, relating to posting of schedules of rates of ferriage" (Rec. No. 379), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Ahern, the Senate bill (No. 1153) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Richard J. Williams and Edward Manogue, comprising the firm of Williams & Manogue, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (Rec. No. 275), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Price, the Senate bill (No. 1196) entitled "An act to amend section 80 of article 6 of chapter 559 of the Laws of 1895 regarding the number of directors of hospital corporations" (Rec. No. 296), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the Senate bill (No. 1393) entitled "An act to amend chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to lighting of streets" (Rec. No. 396), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the Senate bill (No. 1301) entitled "An act to amend section 337, of the Penal Code relating to trials for keeping slot machines" (Rec. No. 394), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Cain, the Senate bill (No. 765) entitled "An act to enable the commissioners of the police department of the city of New York to hear and determine the charges against Patrick O'Connor a policeman of the first grade for reinstatement in said department" (Rec. No. 338), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Hill, the Senate bill (No. 1010) entitled "An

act making an additional appropriation for bridge tending and lock tending on the canals of the State during the fiscal year ending September 30, 1900, and made necessary by the provisions of chapter 567, Laws of 1899 " (Rec. No. 358), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rowe, the Senate bill (No. 1347) entitled "An act to amend the charter of the city of Niagara Falls in relation to the bond of the collector " (Rec. No. 393), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Rogers, the Senate bill (No. 1363) entitled "An act to make the office of county clerk of Broome county a salaried office, and regulating the management of said office " (Rec. No. 363), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1045) entitled "An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes relating to State prisons, as amended and superseded by chapter 382 of the Laws of 1889 and as amended by chapter 429 of the Laws of 1896 " (Rec. No. 295), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Ahern, the Senate bill (No. 1358) entitled "An act to appoint a commissioner of education in and for the city of Troy and to provide for the government and support of the public schools of said city " (Rec. No. 283), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1409) entitled "An act to provide for the improvement, care and protection of lands known as the 'Stony Point peninsula,' the title to which has been acquired in the name of the people of the State, and making an appropriation therefor " (Rec. No. 424), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rowe, the Senate bill (No. 1422) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act

for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,' relative to taking fish from boundary waters" (Rec. No. 356), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. McEwan, the Senate bill (No. 852) entitled "An act to authorize the United Traction Company to construct and maintain a bridge, appurtenances and approaches to the same, over the Hudson river from the foot of Broadway in the city of Troy, to a point on the southerly end of Centre Island in the Hudson river, and thence to a point near Broadway in the city of Watervliet, on the opposite side of the Hudson river" (Rec. No. 191), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Roche offered for the consideration of the House a resolution, in the words following:

Whereas, The Assembly of the State of New York learns with regret of the death of Thomas J. O'Donnell, a former member of this body, from the city of New York; therefore be it

Resolved, That the members of the Assembly tender to the family of their former associate their heartfelt sympathy for their irreparable loss, and that the Clerk of the Assembly be requested to transmit these resolutions to the family of Mr. O'Donnell.

Resolved, That out of respect to the memory of said deceased, the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Roche, and it was decided in the affirmative unanimously by a rising vote.

Whereupon the House adjourned.

TUESDAY, APRIL 3, 1900.

The House met pursuant to adjournment.

Prayer by Rev. Cornelius Stanton Stowitts.

On motion of Mr. Kelsey, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the pas-

sage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested.” (No. 2019, Int. No. 1501.)

“An act to amend section 1355 of the ‘Greater New York charter’ in relation to the salary of the justices of ‘the Municipal Court of the city of New York.’” (No. 2436, Int. No. 1719.)

“An act to authorize the trustees of the village of Clyde to levy, and collect a tax for the purpose of paying the existing indebtedness of said village.” (No. 2448, Int. No. 1721.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (No. 2041) entitled “An act to amend the Forest, Fish and Game Law, relative to eel weirs in the Delaware and Chenango rivers” (Int. No. 1511), reported in favor of the passage of the same, without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

“An act to amend the Forest, Fish and Game Law, relative to the close season for hares and rabbits, and relative to the size of black bass which may be taken from Schoharie creek in Schoharie county.” (No. 2286, Int. No. 1653.)

“An act to repeal chapter 289 of the Laws of 1889, entitled ‘An act to provide for the revision and consolidation of certain of the general statutes of this State;’ chapter 313 of the Laws of 1890, entitled ‘An act making an appropriation for continuing the work of the commissioners of statutory revision;’ and chapter

1036, of the Laws of 1895, entitled 'An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;' and to abolish the offices heretofore known as commissioners of statutory revision, and the commissioners of code revision; also to amend section 3, of 'the Executive Law' in relation to the appointment of a counsel to the governor.'" (No. 2431, Int. No. 1715.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend section 3379 of the Code of Civil Procedure, relative to the allowance of costs in certain cases." (No. 1220, Rec. No. 314.)

"An act for continuing the acquisition of land in the Adirondack park and to provide for the extension of the forest preserve in the counties of Delaware, Greene, Sullivan and Ulster and making an appropriation therefor." (No. 1382, Rec. No. 357.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of George L. Gordon against the State for damages alleged to have been sustained by him and to render judgment therefor." (No. 1076, Rec. No. 319.)

"An act to amend the Forest, Fish and Game Law, relative to services at forest fires." (No. 948, Rec. No. 187.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James O'Neill and William J. Mahony, as executors of the last will and testament of Michael Mahony, deceased, against the State for damages alleged to have been sustained by him, and to render judgment therefor." (No. 1152, Rec. No. 276.)

"An act making appropriations for various purposes for House of Refuge for Women at Hudson." (No. 1148, Rec. No. 329.)

"An act to establish a State school of clay-working and cera-

mics at Alfred University and making appropriation for the construction and equipment of a suitable building, and the maintenance of such school for one year." (No. 1136, Rec. No. 259.)

"An act to confer jurisdiction upon the Court of Claims to rehear, audit and determine the alleged claims of Charles E. Linkie and Carrie V. Linkie against the State for damages alleged to have been sustained by them and to render judgment therefor." (No. 206, Rec. No. 290.)

"An act to amend chapter 302 of the Laws of 1899, entitled 'An act to amend article 5 of the Executive Law relating to the Attorney-General.'" (No. 1067, Rec. No. 354.)

"An act to amend the Banking Law with reference to the loaning of the available fund of a savings bank for current expenses." (No. 261, Rec. No. 362.)

"An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15, of chapter 556 of the Laws of 1894, entitled 'The Consolidated School Law.'" (No. 1406, Rec. No. 353.)

"An act to authorize the United Traction Company to construct and maintain a bridge, appurtenances and approaches to the same, over the Hudson from the foot of Broadway in the city of Troy, to a point on the southerly end of Centre Island in the Hudson river, and thence to a point near Broadway in the city of Watervliet on the opposite side of the Hudson river." (No. 852, Rec. No. 191.)

"An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 above mean high water, and fix the time of commencement and completion of the same." (No. 703, Rec. No. 361.)

"An act to confer jurisdiction upon the Court of Claims to hear and determine the alleged claim of William W. Wheeler against the State of New York, for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the people of the State of New York, so far as the same relates to the east half of lot 87, township 8, Old Military Tract, in the county of Franklin, and to render judgment therefor." (No. 1365, Rec. No. 364.)

"An act to amend chapter 689 of the Laws of 1892, entitled 'An act in relation to banking corporations,' as to the voluntary dissolution of banks." (No. 1362, Rec. No. 337.)

"An act to provide for the publication and distribution of the Forest, Fish and Game Law, as amended." (No. 1172, Rec. No. 257.)

"An act to amend the Agricultural Law, relating to the sale of skim-milk in Albany county." (No. 1314, Rec. No. 288.)

"An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, and to provide for transferring moneys from one village fund to another." (No. 1206, Rec. No. 333.)

"An act to amend the State Finance Law, relating to payments to State Treasurer by State hospitals for the insane, and making an appropriation to reimburse such State hospitals for payments so made." (No. 730, Rec. No. 376.)

"An act to amend section 137 of chapter 909 of the Laws of 1896, being the Election Law, relating to transmission of statements of county boards to Secretary of State and municipal assembly." (No. 557, Rec. No. 199.)

"An act making appropriations for the dredging of Mill creek and the Narrows to Long creek, town of Freeport, Nassau county." (No. 922, Rec. No. 282.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Anna Smith against the State for injuries alleged to have been sustained in front of the capitol building on State street, in the city of Albany, New York, in the month of May, 1899, and to render judgment therefor." (No. 1068, Rec. No. 289.)

"An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville." (No. 1200, Rec. No. 286.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to Joseph H. Garvey compensation for services actually rendered to the city of New York in the department of public charities in the year 1899, pending the preparation of municipal civil service lists for the position of superintendent of Bellevue Hospital dispensary." (No. 1329, Rec. No. 325.)

Which report was agreed to and said bills ordered made special

orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 933) entitled "An act to amend the Forest, Fish and Game Law by adding thereto section 88, relative to fishing in Oneida lake" (Rec. No. 204), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, New York.'" (No. 1027, Rec. No. 384.)

"An act to amend section 221 of the Code of Civil Procedure in relation to the deputy clerk of the appellate division of the Supreme Court in the third judicial department, to act as librarian." (No. 1340, Rec. No. 387.)

"An act to provide accommodations for the director of the New York agricultural experiment station, and making an appropriation therefor." (No. 1381, Rec. No. 377.)

"An act to amend chapter 27 of the Laws of 1898, entitled 'An act to amend chapter 684 of the Laws of 1892, entitled 'An act relating to salt springs, constituting chapter 13 of the general laws,' as amended by chapter 261 of the Laws of 1897.'" (No. 1154, Rec. No. 284.)

"An act to amend subdivision 2, section 191, of the Code of Civil Procedure, relating to the limitation of appeals." (No. 1032, Rec. No. 229.)

"An act to amend the Agricultural Law, in relation to state fairs. (No. 1434, Rec. No. 402.)

"An act to amend section 1379 of chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality under the corporate name of the city of New York, the various communi-

ties lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof," relating to the power of justices of the municipal court of the city of New York, to take bail for persons charged with criminal offences. (No. 894, Rec. No. 316.)

"An act to amend section 791 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the age of children entitled to participate in the New York fire department relief fund." (No. 894, Rec. No. 316.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker from the committee on rules, to which was referred the Senate bill (No. 956) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for grouse" (Rec. No. 222), reported in favor of the passage of the same with the following amendments, and that the same be reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

Page 1, line 5, strike out all after the first two words "in the."

Same page, line 6, strike out all from beginning to and including the word "county," leaving only the words "counties of Ulster."

Which report was agreed to, and said bill ordered reprinted and made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the

consideration of the special orders on third reading heretofore reported:

"An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings." (No. 1142, Rec. No. 366.)

"An act to amend the Tax Law, relating to taxable transfers of property." (No. 1249, Rec. No. 335.)

"An act to amend the Highway Law, relating to posting of schedules of rates of ferries." (No. 1373, Rec. No. 397.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Richard J. Williams and Edward Manogue, composing the firm of Williams and Manogue, against the state for damages alleged to have been sustained by them, and to render judgment therefor." (No. 1153, Rec. No. 275.)

"An act to amend section 80 of article 6 of chapter 559 of the Laws of 1895, regarding the numbers of directors of hospital corporations." (No. 1196, Rec. No. 296.)

"An act to amend chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to lighting of streets." (No. 1393, Rec. No. 296.)

"An act to amend section 337d, of the Penal Code relating to, trials for keeping slot machines." (No. 1301, Rec. No. 394.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Patrick O'Connor, a policeman of the first grade, for reinstatement in said department." (No. 765, Rec. No. 338.)

"An act making an additional appropriation for bridge tending and lock tending on the canals of the state during the fiscal year ending September 30, 1900, and made necessary by the provisions of chapter 567, Laws of 1899." (No. 1010, Rec. No. 358.)

"An act to amend the charter of the city of Niagara Falls, in relation to the bond of the collector." (No. 1347, Rec. No. 393.)

"An act to make the office of county clerk of Broome county a salaried office, and regulating the management of said office." (No. 1363, Rec. No. 363.)

"An act to amend title 2 of chapter 3 of part of the Revised Statutes relating to State prisons, as amended and superseded by chapter 382 of the Laws of 1889, and as amended by chapter 429 of the Laws of 1896." (No. 1045, Rec. No. 295.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill (Senate reprint No. 1358, Int. No. 283) entitled "An act to appoint a commissioner of education in and for the the public schools of said city," reported in favor of concurring in the Senate amendments thereto.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 235 of the Code of Civil Procedure, relating to the justices of the Supreme Court in the eighth judicial district making calendars of cases at issue for trial in the Supreme Court in the county of Erie" (No. 1238, Rec. No. 398), which was read the first time and referred to the committee on codes.

"An act in relation to the providing of money for the support of night schools in the borough of Brooklyn, the city of New York for the year 1900" (No. 1202, Rec. No. 399), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the police department of said city" (No. 1185, Rec. No. 400), which was read the first time and referred to the committee on affairs of cities.

"An act providing for the acquisition by the city of New York of certain lands and water rights, including land under water, adjacent to and surrounding Wards Island in the East river, as an addition to the grounds of the Manhattan State Hospital" (No. 1205, Rec. No. 401), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 58 of chapter 36 of the general laws known as the Stock Corporation Law, relating to the merger of

bridge corporations with certain railroad corporations" (No. 449, Rec. No. 403), which was read the first time and referred to the committee on railroads.

"An act appointing a committee to examine into the tenement house question in cities of the first class, and to report to the next legislature a code of tenement house laws" (No. 1405, Rec. No. 404), which was read the first time and referred to the committee on ways and means.

Mr. Speaker announced the special order, being the Senate bill (No. 905), entitled "An act to amend chapter 908 of the Laws of 1896, entitled 'An act in relation to taxation, constituting chapter 24 of the general laws,' as amended by chapter 76 of the Laws of 1899, relating to taxable transfers of property." (Rec. No. 255).

Said bill having been announced for a second reading,

Mr. Green.—Mr. Speaker, I raise the point of order that this bill is improperly printed, and I ask that it be stricken from the calendar. My point—I call the attention of the Speaker to page 3 of this bill and to line 15 of this bill, where will be found the following words bracketed. Page 3, line 15, the following words are in brackets, "at the time of the transfer thereof." I call the attention of the Speaker to Senate bill No. 158, introduced in this House, by which it will be seen that the matter bracketed in the reprint 905 was not bracketed in bill 158. The point of order that I make is, that no order was made by this House nor by the Speaker that this matter should be eliminated in the bill as reprinted; consequently, the bill which is before us on the desk, known as Senate No. 905 is improperly printed, without warrant or authority of the Speaker of the House. I therefore move that it be stricken from the calendar.

Mr. Kelsey.—It is evident it is a correction by the printer of his error in the first print of the bill. The parenthesis is still left there—the bracket simply supplies the place.

Mr. Speaker.—The Chair would state upon the point of order—that this bill has been compared as returned by the desk—

Mr. Green.—The Speaker will pardon me for the interruption at this time. It was anticipating that suggestion that I made the statement that Senate bill No. 158 contained the language un-

bracketed to which I allude. In other words, on page 3 of the bill now on our desks the language is "at the time of the transfer thereof" is in brackets; but in the original bill as it is there first, in the original law, the printer did not make any mistake; in other words, he was correct at first; and in the reprint which is on our desks he now eliminates the language that I have mentioned. Now, I do not know whether it is the intention of the introducer of this bill, or its father on this floor to permit the elimination to take place. It makes a wonderful difference in the bill. And I submit to the Speaker that on the point of order which I have made that in this bill the matter bracketed—

Mr. Fallows.—Mr. Speaker—

Mr. Speaker.—The gentleman from New York, Mr. Fallows—

Mr. Fallows.—Mr. Speaker, this particular phrase was intended to be left out in the original bill; the printer, however, instead of using the brackets used the form of the parenthesis. It is simply a printer's mistake—in order to have it perfectly clear that that should be omitted the parenthesis was left in there and also the brackets enclosed—

Mr. Kelsey.—The bill as first printed was misleading. With the brackets as it now is it indicates distinctly what is desired in the bill

Mr. McInerney.—Mr. Speaker, as the bill in the original law which this bill seeks to amend, the parenthesis was in the original law. Now, in the printed copy of the bill it was stricken from the calendar the other day, one word in that parenthesis had been left out. Now the State printer has eliminated four or five words, which are, "at the time of the transfer thereof"—the parenthesis are still in the bill and inside the brackets.

Mr. Green.—Surely, I have not such control over the State printer that I can introduce into this House, Senate bill, in due form, No. 158, which does not contain brackets or parentheses; surely, we are governed by the printed matter before us or we are governed by nothing.

I submit to the Speaker of this House and I transmit to the desk bill No. 158, which substantiates the statement which

I have made that the original bill on the files of the members of this house did not contain any brackets or parenthesis; but contrary to the warrant or authority of this House, the bill which is now on our desks contains the words which I have mentioned in parenthesis. Now, an order was made by this House for that purpose. The other day when this bill was amended in order to conform to the rules of this House, there was no resolution passed or adopted amending the bill that the brackets were to be inserted in this bill; and if the members of this House are going to make the State printer a part of this House, then I want to know it. If the State printer is going to amend bills to suit the convenience and objection of a member, I want to know it; and the sooner the people of this State know it, the better it is for the people of this State.

Mr. Kelsey.—The State printer has nothing to do with it, Mr. Speaker. The question is simply whether the bill as it now is on the desks—

Mr. Speaker.—(Interrupting) The Chair desires to dispose of the question of the point of order raised by the gentleman from New York, and will hold that the point of order is not well taken.

Mr. Trainor.—On that then, Mr. Speaker, I want to file a protest, that protest to be entered on the journal. We object to the passage of this bill on the ground of the constitutional prohibition, which says that all bills must be in final order three days before this House can put the bill on final passage. This bill has been amended; it has not been on our desks three days in the final form; for that reason, I desire the journal shall show this protest, in order—

Mr. Speaker.—The Chair will inform the gentleman from New York, Mr. Trainor, that the bill has been on the files for three days, or it would not be on the calendar.

Mr. Trainor.—I desire that my protest shall be noted on the journal.

Mr. Speaker.—The gentleman has a right to note his protest.

No appeal was taken from the decision of the Chair.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Everett	Hawkins	Miller	Scanlon
Ahern	Fallows	Hill	Minton	Sharkey
Allds	Fancher	Hitchcock	Morgan	Siems
Axtell	Farrell	Holsten	Morris	Slater
Babcock	Fiske	Honeck	O'Connell	Smith, A R
Bedell	Fitzger'd JB	Hyman, A Z	Patton	Smith, J E
Beede	Fitzger'd J J	Hyman, S F	Phillips	Smith, J T
Bradley	Fordyce	Irwin	Phipps	Snyder, R A
Bryan	Fowler	Johnson	Plank	Snyder T
Burnett	Galbraith	Juengst	Platt	Stewart
Conger	Gale	Kelley, E E	Post	Streifler
Cook	Gardiner, R	Kelly, G T	Poth	Sullivan, T P
Cooley	Gardner C J	Kelsey	Price	Sullivan, W J
Costello	Geoghan	Kittell	Prince	Swift
Cotton	Gleason	Knipp	Remsen	Trainor
Coughtry	Graham	Larzelere	Rierdon	Treat
Darrison	Green	Lewis, M E	Roberts	Tripp
Davis	Griffith	Litchard	Roche	Waite
De Graw	Guider	Maher	Rodenbeck	Walrath
Delaney, J T	Hallock	McInerney	Rowe	Weekes
Demarest	Halpin	McKeown	Russell	West
Dillon	Harburger	McMillan	Ryttenberg	Wheeler
Doughty	Harris	Meister	Sanders	Wilson
Dusinbery	Hasenflug	Metcalf	Sands	Wissel
Egan	Hatch	Metzler	Sawyer	Witter
Ellis				

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Mr. Allds moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. McInerney moved to amend said bill as follows:

Page 2, line 3, strike out the words "The state comptroller" and insert in place thereof the following, "The surrogates of the counties of New York, Kings and Erie respectively."

Same page, line 26, strike out the words "state comptroller" and insert the words "respective surrogates."

By unanimous consent, Mr. Green moved to amend said bill as follows:

Page 2, line 26, after the word "comptroller" insert the following, "subject to civil service rules and regulations."

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Fancher	Honeck	Morris	Slater
Ahern	Fish	Hyman, A	Z Patton	Sloane
Allds	Fiske	Hyman, S	F Phillips	Smith, A R
Axtell	Fitzger'd	J B Irwin	Phipps	Smith, J E
Bedell	Fitzger'd	J J Johnson	Plank	Smith, J T
Beede	Fordyce	Juengst	Platt	Snyder, R A
Bradley	Fowler	Kelley E	E Post	Snyder, T
Brennan	Galbraith	Kelly, G	T Poth	Stevens
Bryan	Gale	Kelsey	Price	Stewart
Burnett	Gardiner, R	Kittell	Prince	Streifler
Conger	Gardner, C	J Knipp	Remsen	Sullivan, T P
Cook	Gleason	Larzelere	Rierdon	Sullivan, W J
Cooley	Graham	Lewis, M	E Roberts	Swift
Costello	Green	Litchard	Roche	Trainor
Cotton	Griffith	Maher	Rodenbeck	Treat
Coughtry	Hallock	Marson	Rogers	Tripp
Darrison	Halpin	McCreary	Rowe	Waite
Davis	Harris	McInerney	Russell	Walrath
Delaney, J	T Hasenflug	McMillan	Ryttenberg	Weekes
Delaney, W	F Hatch	Meister	Sage	West
Demarest	Hawkins	Metcalfe	Sanders	Wheeler
Doughty	Herrick	Metzler	Sands	Wilson
Dusinbery	Hill	Miller	Sawyer	Wissel
Ellis	Hitchcock	Minton	Scanlon	Witter 124
Fallows	Holsten	Morgan	Sharkey	

Mr. Allds moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Debate was had on said motion of Mr. McInerney, when Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. McInerney, and it was determined in the negative.

{ AYES 50 }
{ NOES 79 }

Those who voted in the affirmative, were

Barnes	Fitzger'd J	J Holsten	Morris	Sharkey
Baum	Gale	Hyman, A	2 O'Connell	Siems
Bradley	Geoghan	Hyman, S	F O'Connor	Sloane
Delaney, W	F Green	Juengst	Phillips	Smith, J E
Demarest	Guider	Kelly, G	T Poth	Stewart
Dillon	Halpin	Maher	Prince	Streifler
Egan	Harburger	McInerney	Rierdon	Sullivan, T P
Farrell	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Fiske	Hawkins	Metcalf	Sanders	Trainor
Fitzger'd J	B Herrick	Minton	Scanlon	Wissel

Those who voted in the negative, were

Adams	Darrison	Graham	Marson	Sawyer
Ahern	Davis	Hallock	Metzler	Slater
Allds	De Graw	Harris	Miller	Smith, J L
Apgar	Delaney, J	T Hatch	Morgan	Smith, J T
Axtell	Doughty	Henry	Patton	Snyder, R A
Babcock	Dusinbery	Hill	Phipps	Stevens
Bedell	Ellis	Hitchcock	Platt	Swift
Beede	Everett	Irwin	Post	Treat
Brennan	Fallows	Johnson	Price	Tripp
Bryan	Fancher	Kelley, E	E Remsen	Waite
Burnett	Fish	Kelsey	Rodenbeck	Walrath
Conger	Fordyce	Kittel	Rogers	Weekes
Cooley	Fowler	Knipp	Rowe	Wheeler
Costello	Galbraith	Larzelere	Russell	Wilson
Cotton	Gardiner, R	Lewis, M	E Sage	Witter
Coughtry	Gardner, C	J Litchard	Sands	

Debate was had on said motion of Mr. Green, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would

agree to said motion of Mr. Green, and it was determined in the negative.

{ AYES 50 }
{ NOES 79 }

Those who voted in the affirmative, were

Barnes	Fitzger'd JJ	Holsten	Morris	Sharkey
Baum	Gale	Hyman, A	Z O'Connell	Siems
Bradley	Geoghan	Hyman, S F	O'Connor	Sloane
Delaney W F	Green	Juengst	Phillips	Smith, J E
Demarest	Guider	Kelly, G T	Poth	Stewart
Dillon	Halpin	Maher	Prince	Streifler
Egan	Harburger	McInerney	Rierdon	Sullivan, T P
Farrell	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Fiske	Hawkins	Metcalfe	Sanders	Trainor
Fitzger'd JB	Herrick	Minton	Scanlon	Wissel

Those who voted in the negative, were

Adams	Darrison	Graham	Marson	Sawyer
Ahern	Davis	Hallock	Metzler	Slater
Allds	De Graw	Harris	Miller	Smith, J L
Apgar	Delaney J T	Hatch	Morgan	Smith, J T
Axtell	Doughty	Henry	Patton	Snyder, R A
Babcock	Dusinbery	Hill	Phipps	Stevens
Bedell	Ellis	Hitchcock	Platt	Swift
Beede	Everett	Irwin	Post	Treat
Brennan	Fallows	Johnson	Price	Tripp
Bryan	Fancher	Kelley, E E	Remsen	Waite
Burnett	Fish	Kelsey	Rodenbeck	Walrath
Conger	Fordyce	Kittell	Rogers	Weekes
Cooley	Fowler	Knipp	Rowe	Wheeler
Costello	Galbraith	Larzelere	Russell	Wilson
Cotton	Gardiner, R	Lewis, M E	Sage	Witter
Coughtry	Gardner, C J	Litchard	Sands	

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
 { NOES 50 }

Those who voted in the affirmative, were

Adams	Davis	Griffith	McMillan	Slater
Ahern	De Graw	Hallock	Metzler	Smith, A R
Allds	Delaney, J T	Hatch	Miller	Smith, J T
Apgar	Doughty	Henry	Morgan	Snyder, R A
Axtell	Dusinbery	Hill	Plank	Snyder, T
Babcock	Ellis	Hitchcock	Platt	Stevens
Bedell	Everett	Johnson	Post	Swift
Beede	Fallows	Kelley, E E	Price	Treat
Brennan	Fancher	Kelsey	Remsen	Tripp
Bryan	Fish	Kittell	Roberts	Waite
Burnett	Fordyce	Knipp	Rodenbeck	Walrath
Conger	Fowler	Larzelere	Rogers	Weekes
Cooley	Galbraith	Lewis, M E	Rowe	West
Costello	Gardiner, R	Lewis, T D	Russell	Wheeler
Cotton	Gardner, C J	Litchard	Sands	Wilson
Coughtry	Gleason	Marson	Sawyer	Witter
Darrison	Graham			

Those who voted in the negative, were

Baum	Fitzger'd J J	Hyman, A Z	O'Connor	Sharkey
Cohn	Gale	Hyman, S F	Patton	Siems
Cook	Geoghan	Kelly, G T	Phillips	Sloane
Delaney, W F	Green	Maher	Poth	Smith, J E
Demarest	Guider	McInerney	Prince	Stewart
Dillon	Halpin	Meister	Rierdon	Streifler
Egan	Harburg'r	Metcalfe	Roche	Sullivan, T P
Farrell	Hasenflug	Minton	Ryttenberg	Sullivan, W J
Fiske	Hawkins	Morris	Sage	Trainor
Fitzger'd J B	Herrick	O'Connell	Sanders	Wissel

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 238) entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to State charities, constituting chapter 26 of the general laws'" (Int. No. 746), having been announced for a third reading.

On motion of Mr. Fish, and by unanimous consent, said bill was made a special order on third reading, for Wednesday next, immediately after the reading of the journal.

Mr. Speaker announced the special order, being the bill (No. 2041) entitled "An act to amend the Forest, Fish and Game Law, relative to eel weirs in the Delaware and Chenango rivers." (Int. No. 1511.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Coughtry	Green	Litchard	Rogers
Ahern	Darrison	Guider	Maher	Ryttenberg
Allds	Davis	Hallock	Martin	Sawyer
Apgar	De Graw	Harburger	McEwan	Sharkey
Babcock	Delaney W F	Harris	McInerney	Siems
Baker	Demarest	Hatch	McKeown	Slater
Barnes	Doughty	Henry	Meister	Smith, A R
Baum	Dusinbery	Hill	Metcalfe	Smith, J E
Bedell	Ellis	Holsten	Miller	Smith, J T
Beede	Fallows	Hyman, A Z	Minton	Snyder, R A
Bradley	Fancher	Johnson	Morris	Stevens
Brennan	Farrell	Kelley, E E	O'Connor	Striefler
Bryan	Fiske	Kelly, G T	Patton	Sullivan, W J
Cain	Fitzger'd J J	Kelsey	Phipps	Trainor
Cohn	Fowler	Kittell	Platt	Waite
Conger	Gale	Knipp	Poth	Weekes
Cooley	Gardiner, R	Larzelere	Prince	Wilson
Costello	Geoghan	Lewis, M E	Remsen	Witter
Cotton	Graham	Lewis, T D	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill

(No. 933) entitled "An act to amend the Forest, Fish and Game Law, by adding thereto section 88, relative to fishing in Oneida lake." (Rec. No. 204.)

Said bill having been announced for a third reading,

On motion of Mr. Costello, said bill was laid aside, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2335) entitled "An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons." (Int. No. 803.)

Said bill having been announced for a third reading,

On motion of Mr. Bedell, and by unanimous consent, said bill was made a special order on third reading for Wednesday next, immediately after the consideration of the special order heretofore made.

Mr. Speaker announced the special order, being the bill (No. 2433) entitled "An act to provide for establishing the boundary line between the counties of Herkimer and Hamilton and making an appropriation therefor." (Int. No. 780.)

On motion of Mr. E. E. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Meister	Sage
Ahern	Dusinbery	Herrick	Metcalf	Sanders
Allds	Egan	Hill	Metzler	Sands
Apgar	Ellis	Hitchcock	Miller	Sawyer

Axtell	Everett	Holsten	Minton	Scanlon
Babooook	Fallows	Hyman, A Z	Morgan	Sharkey
Barnes	Fancher	Hyman, S F	Morris	Siems
Baum	Farrell	Irwin	O'Connor	Slater
Bedell	Fish	Johnson	O'Connell	Sloane
Beede	Fiske	Juengst	Patton	Smith, A R
Bradley	Fitzger'd J B	Kelley, E E	Phillips	Smith, J E
Brennan	Fitzger'd J J	Kelly, G T	Phipps	Smith J L
Bryan	Fordyoe	Kelsey	Plank	Smith, J T
Burnett	Frisbie	Kittell	Platt	Snyder, T
Cohn	Galbraith	Knipp	Post	Stewart
Conger	Gale	Larzelere	Poth	Streifler
Cook	Gardner, C J	Lewis, M E	Price	Sullivan W J
Cooley	Geoghan	Lewis, T D	Prince	Trainor
Costello	Gleason	Maher	Remsen	Treat
Cotton	Graham	Marson	Rierdon	Waite
Coughtry	Green	Martin	Roberts	Walrath
Davis	Griffith	McCreary	Roche	Weekes
De Graw	Guider	McEwan	Rodenbeck	West
Delaney, J T	Halpin	McInerney	Rogers	Wheeler
Delaney, W F	Harris	McKeown	Rowe	Wilson
Demarest	Hasenflug	McMillan	Rytenberg	Witter
Dillon	Hatch			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2448) entitled "An act to authorize the trustees of the village of Clyde to levy, and collect a tax for the purpose of paying the existing indebtedness of said village." (Int. No. 1721.)

On motion of Mr. Griffith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Hallock	McEwan	Sanders
Ahern	De Graw	Galpin	McKeown	Sands
Allds	Delaney, J T	Harburger	McMillan	Sawyer
Apgar	Delaney, W F	Hasenflug	Meister	Scanlon
Axtell	Demarest	Harris	Metcalfe	Sharkey
Babcock	Dillon	Hawkins	Metzler	Siems
Baker	Doughty	Henry	Miller	Slater
Barnes	Dusinbery	Herrick	Minton	Sloane
Baum	Egan	Hill	Morgan	Smith, A R
Bedell	Everett	Hitchcock	Morris	Smith, J E
Beede	Fallows	Holsten	O'Connor	Snyder, R A
Bradley	Farrell	Honeck	Patton	Stevens
Brennan	Fiske	Hyman, S F	Phipps	Streifler
Bryan	Fitzger'ld J B	Irwin	Platt	Sullivan, W J
Burnett	Fitzger'ld J J	Juengst	Poth	Trainor
Cain	Fordyce	Kelly, G T	Price	Treat
Cohn	Galbraith	Kelsey	Prince	Waite
Conger	Gale	Kittell	Rierdon	Weekes
Cook	Gardiner, R	Knipp	Roberts	West
Cooley	Gardner, C J	Lewis, M E	Rodenbeck	Wheeler
Costello	Geoghan	Litchard	Rowe	Wilson
Cotton	Gleason	Maher	Russell	Wissel
Coughtry	Green	Marson	Sage	Witter
Darrison	Guider	Martin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2436) entitled "An act to amend section 1355 of the 'Greater New York charter' in relation to the salary of the justices of 'the municipal court of the city of New York.'" (Int. No. 1719.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Darrison	Graham	Lewis, T D	Ryttenberg
Ahern	Davis	Griffith	Maher	Sanders
Allds	Delaney, J T	Guider	Marson	Sawyer
Apgar	Delaney, W F	Hallock	McCreary	Sharkey
Axtell	Demarest	Harburger	McInerney	Siems
Babcock	Dillon	Harris	McKeown	Slater
Baker	Doughty	Hatch	Meister	Sloane
Barnes	Dusinbery	Hawkins	Metzler	Smith, J E
Baum	Egan	Henry	Miller	Smith, J L
Bedell	Everett	Hill	Morgan	Snyder, R A
Beede	Fancher	Hitchcock	Morris	Stevens
Bradley	Farrell	Holsten	O'Connor	Stewart
Brennan	Fish	Hyman, S F	Phillips	Sullivan, T P
Bryan	Fitzger'd J B	Irwin	Phipps	Swift
Burnett	Fitzger'd J J	Johnson	Platt	Treat
Cain	Fordyce	Kelley, E E	Poth	Walrath
Cohn	Frisbie	Kelly, G T	Prince	West
Conger	Galbraith	Kelsey	Remsen	Wheeler
Cook	Gardiner, R	Kittell	Roberts	Wilson
Cooley	Gardner, C J	Knipp	Roche	Wissel
Cotton	Geoghan	Larzelere	Rogers	Witter
Coughtry	Gleason	Lewis, M E	Russell	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2019) entitled "An act to amend the Banking Law relative to securities in which deposits in savings banks may be invested" (Int. No. 1501), having been announced for a third reading,

On motion of Mr. Tripp, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2286) entitled "An act to amend the Forest, Fish and Game Law relative to the close season for hares and rabbits, and relative to

the size of black bass which may be taken from Schoharie creek in Schoharie county.” (Int. No. 1653.)

On motion of Mr. Frisbie, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2431) entitled “An act to repeal chapter 289 of the Laws of 1889, entitled ‘An act to provide for the revision and consolidation of certain of the general statutes of this state;’ chapter 313, of the Laws of 1890, entitled ‘An act making an appropriation for continuing the work of the commissioners of statutory revision;’ and chapter 1036, of the Laws of 1895, entitled ‘An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;’ and to abolish the offices heretofore known as commissioners of statutory revision, and the commissioners of Code Revision; also to amend section 3, of ‘the Executive Law’ in relation to the appointment of a counsel to the Governor” (Int. No. 1715).

On motion of Mr. Fish, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 106 }
{ NOES 6 }

Those who voted in the affirmative, were

Adams	Egan	Herrick	Metcalf	Sage
Ahern	Everett	Hill	Metzler	Sawyer
Allds	Fallows	Holsten	Miller	Scanlon
Apgar	Fancher	Hyman, A Z	Morgan	Siems
Axtell	Fish	Hyman, S F	Morris	Slater
Baker	Fiske	Johnson	O’Connell	Smith, A R
Barnes	Fitzger’ld	JB Juengst	O’Connor	Smith, J E
Bedell	Fitzger’ld, J J	Kelley, E E	Patton	Smith, J L
Beede	Fowler	Kelsey	Phipps	Snyder, R A

Bradley	Frisbie	Knipp	Plank	Snyder, T
Burnett	Galbraith	Larzelere	Platt	Stewart
Cohn	Gardiner, R	Lewis, T D	Post	Sullivan, T P
Cooley	Gardner, C J	Litchard	Poth	Sullivan, W J
Costello	Gleason	Maher	Price	Treat
Coughtry	Graham	Marson	Remsen	Tripp
Darrison	Griffith	Martin	Rierdon	Walrath
Davis	Hallock	McCreary	Roberts	Weekes
Delaney, J T	Halpin	McEwan	Roche	West
Delaney, W F	Harris	McKeown	Rodenbeck	Wilson
Demarest	Hasenflug	McMillan	Russell	Wissel
Dillon	Hawkins	Meister	Ryttenberg	Witter
Dusinbery				

Those who voted in the negative, were

Bryan	Lewis, M E	Rogers	Sands	Trainor
Cook				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Allds offered for the consideration of the House a resolution in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the Assembly will be ready at the time designated by law and a concurrent resolution of the Senate and Assembly, to meet in joint assembly for the purpose of comparing nomination of the Senate and Assembly, relative to the election of United States Senator, and also to compare nominations of the Senate and Assembly relative to the election of a Regent of the University.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee, Messrs. Allds and Barnes.

Senators Parsons and Coffee, a committee appointed by the Senate, appeared before the Assembly and announced that the Senate would be ready to meet that body in joint assembly at the time prescribed by law and a concurrent resolution of the Senate and Assembly, to compare nominations of the Senate and Assembly relative to the election of a United States Senator, and also to compare nominations for the office of Regent of the University.

Mr. Allds, from the committee appointed to inform the Senate that the Assembly would be ready to meet that body in joint convention at the time prescribed by law and a concurrent resolution of the Senate and Assembly to compare nominations, returned and reported that they had performed that duty.

The hour of twelve o'clock having arrived,

The presiding officer then announced that the two houses were in joint convention for the purpose of comparing nominations for Regent of the University in the place of Rev. Sylvester Malone, deceased.

The Clerk of the Senate then read the journal of the Senate relating to the nomination of Regent of the University, and the Clerk of the Assembly read the journal of the Assembly relating thereto.

The nominations being found to agree on the name of Rev. Thomas A. Hendrick, the President of the Senate announced and declared that Rev. Thomas A. Hendrick, of the county of Monroe, State of New York, had been duly elected a Regent of the University in the place of Rev. Sylvester Malone, deceased.

The Senate then retired.

Mr. Speaker also announced that on the joint meeting of the Senate and Assembly to compare nominations for Regent of the University in the place of Rev. Sylvester Malone, the nominations of the two houses were found to agree on the name of Rev. Thomas A. Hendrick, who was thereupon declared by the President of the Senate duly elected as such Regent of the University in the place of Rev. Sylvester Malone.

Mr. Speaker announced the special order, being the Senate bill (No. 296) entitled "An act to confer jurisdiction upon the Court of Claims to rehear, audit and determine the alleged claims of Charles E. Linkie and Carrie V. Linkie against the State for damages alleged to have been sustained by them and to render judgment therefor." (Rec. No. 290.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	McMillan	Sanders
Ahern	Ellis	Henry	Meister	Sands
Alds	Everett	Herrick	Metcalfe	Sawyer
Apgar	Fallows	Hill	Metzler	Scanlon
Axtell	Fancher	Hitchcock	Miller	Sharkey
Babcock	Farrell	Holsten	Morgan	Siems
Baker	Fish	Honeck	Morris	Slater
Barnes	Fiske	Hyman, A	Z O'Connell	Sloane
Baum	Fitzger'd J B	Hyman, S F	O'Connor	Smith, A R
Beede	Fitzger'd J J	Irwin	Phillips	Smith, J E
Bradley	Fordyce	Juengst	Phipps	Smith, J L
Brennan	Frisbie	Kelley, E E	Plank	Smith, J T
Bryan	Galbraith	Kelly, G T	Platt	Snyder, R A
Burnett	Gale	Kelsey	Post	Snyder, T
Cain	Gardiner, R	Kittell	Poth	Stevens
Conger	Gardner, C J	Knipp	Price	Streifler
Cooley	Geoghan	Larzelere	Remsen	Sullivan T P
Costello	Gleason	Lewis, M E	Rierdon	Sullivan, W J
Coughtry	Graham	Lewis, T D	Roberts	Trainor
Darrison	Green	Litchard	Roche	Treat
Davis	Griffith	Maher	Rodenbeck	Waite
Delaney, J T	Guider	Marson	Rogers	Walrath
Delaney, W F	Hallock	Martin	Rowe	Weekes
Demarest	Halpin	McCreary	Russell	Wheeler
Dillon	Harris	McEwan	Ryttenberg	Wilson
Doughty	Hasenflug	McInerney	Sage	Witter
Dusinbery	Hatch	McKeown		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1136) entitled "An act to establish a State school of clay-working and ceramics at Alfred University and making appropriation for the construction and equipment of a suitable building, and the maintenance of such school for one year." (Rec. No. 259.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 1 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Scanlon
Ahern	Doughty	Hasenflug	McMillan	Sharkey
Allds	Dusinbery	Hatch	Metcalfe	Siems
Apgar	Egan	Hawkins	Metzler	Slater
Babcock	Ellis	Henry	Miller	Sloane
Baker	Everett	Herrick	Minton	Smith, A R
Barnes	Fallows	Hitchcock	Morris	Smith, J E
Baum	Fancher	Holsten	O'Connell	Smith, J L
Beede	Farrell	Honeck	O'Connor	Smith, J T
Bradley	Fish	Hyman, A Z	Patton	Snyder, R A
Brennan	Fiske	Irwin	Phillips	Snyder, T
Bryan	Fitzger'd J B	Johnson	Plank	Stevens
Burnett	Fitzger'd J J	Juengst	Platt	Stewart
Cain	Fordyce	Kelley, E E	Post	Streifler
Cohn	Fowler	Kelly, G T	Poth	Sullivan, T P
Cook	Frisbie	Kelsey	Price	Swift
Cooley	Galbraith	Kittell	Remsen	Trainor
Costello	Gale	Knipp	Rierdon	Treat
Cotton	Gardiner R	Larzelere	Roberts	Tripp
Coughtry	Geoghan	Lewis, M E	Roche	Walrath
Darrison	Gleason	Lewis, T D	Rowe	Weekes
Davis	Graham	Litchard	Russell	West
De Graw	Griffith	Marson	Ryttenberg	Wilson
Delaney, J T	Guider	Martin	Sage	Wissel
Delaney, W F	Hallock	McCreary	Sands	Witter
Demarest	Harburger	McInerney	Sawyer	

In the negative,

Rogers

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 948) entitled "An act to amend the Forest, Fish and Game Law, relative to services at forest fires." (Rec. No. 187.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalfe	Scanlon
Ahern	Dusinbery	Henry	Metzler	Sharkey
Allds	Egan	Herrick	Miller	Siems
Apgar	Ellis	Hill	Minton	Slater
Axtell	Everett	Hitchcock	Morgan	Sloane
Babcock	Fallows	Holsten	Morris	Smith, A R
Baker	Fancher	Honeck	O'Connell	Smith J E
Barnes	Farrell	Hyman, A Z	O'Connor	Smith, J L
Baum	Fish	Hyman, S F	Phillips	Smith, J T
Beede	Fiske	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Johnson	Plank	Snyder, T
Brennan	Fitzger'd J J	Juengst	Platt	Stevens
Bryan	Fordyce	Kelley, E E	Post	Stewart
Burnett	Frisbie	Kelly, G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Remsen	Sullivan, W J
Conger	Gardner, C J	Knipp	Rierdon	Swift
Cook	Geoghan	Larzelere	Roberts	Trainor
Costello	Gleason	Lewis, M E	Roche	Treat
Cotton	Graham	Lewis, T D	Rodenbeck	Tripp
Coughtry	Green	Litchard	Rogers	Waite
Darrison	Guider	Marson	Rowe	Walrath
Davis	Hallock	Martin	Russell	Weekes
De Graw	Halpin	McCreary	Ryttenberg	West
Delaney J T	Harburger	McEwan	Sage	Wheeler
Delaney W F	Harris	McKeown	Sanders	Wilson
Demarest	Hasenflug	McMillan	Sands	Wissel
Dillon	Hatch	Meister	Sawyer	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1076) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of George L. Gordon against the State for damages alleged to have been sustained by him and to render judgment therefor." (Rec. No. 319.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Meister	Sands
Ahern	Dusinbery	Herrick	Metcalfe	Sawyer
Allds	Egan	Hitchcock	Metzler	Scanlon
Apgar	Everett	Holsten	Minton	Sharkey
Babcock	Fallows	Hyman, A Z	Morgan	Slater
Baker	Fancher	Irwin	Morris	Sloane
Baum	Fish	Johnson	O'Connell	Smith, J E
Bedell	Fiske	Kelley, E E	O'Connor	Smith, J L
Beede	Fitzger'd J B	Kelly, G T	Patton	Snyder, R A
Bradley	Fordyce	Kelsey	Phillips	Snyder, T
Bryan	Frisbie	Kittell	Phipps	Stewart
Burnett	Gale	Knipp	Platt	Sullivan, T P
Cain	Gardiner, R	Larzelere	Post	Sullivan, W J
Conger	Geoghan	Lewis, M E	Poth	Trainor
Cook	Gleason	Lewis, T D	Prince	Treat
Cooley	Graham	Litchard	Remsen	Waite
Cotton	Griffith	Marson	Rierdon	Walrath
Coughtry	Guider	Martin	Roche	Weekes
Darrison	Hallock	McCreary	Rogers	West

Delaney J T	Halpin	McEwan	Rowe	Wheeler
Davis	Harris	McInerney	Russell	Wilson
Delaney, W F	Hasenflug	McKeown	Rytenberg	Witter
Demarest	Hatch	McMillan	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1382) entitled "An act for continuing the acquisition of land in the Adirondack park and to provide for the extension of the forest preserve in the counties of Delaware, Greene, Sullivan and Ulster and making an appropriation therefor." (Rec. No. 357.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	McMillan	Sanders
Ahern	Egan	Hatch	Meister	Sands
Alds	Ellis	Hawkins	Metcalfe	Sawyer
Apgar	Everett	Henry	Metzler	Scanlon
Axtell	Fallows	Herrick	Miller	Siems
Babcock	Fancher	Hill	Minton	Slater
Barnes	Farrell	Hitchcock	Morgan	Sloane
Baum	Fish	Hyman, A Z	Morris	Smith, A R
Bedell	Fiske	Hyman, S F	O'Connell	Smith, J E
Bradley	Fitzger'd J B	Johnson	O'Connor	Smith, J T
Brennan	Fitzger'd J J	Juengst	Phillips	Snyder, R A
Bryan	Fordyce	Kelley, E E	Phipps	Snyder, T
Burnett	Fowler	Kelly, G T	Platt	Stevens
Cohn	Frisbie	Kittell	Post	Streifler
Conger	Galbraith	Knipp	Poth	Sullivan, T P
Cook	Gardiner, R	Larzelere	Price	Sullivan, W J
Cooley	Gardner, C J	Lewis, M E	Remsen	Swift

Costello	Geoghan	Lewis, T D	Rierdon	Trainor
Cotton	Gleason	Litchard	Roberts	Treat
Coughtry	Graham	Maher	Roche	Waite
Darrison	Green	Marson	Rodenbeck	Walrath
Davis	Griffith	Martin	Rogers	Weekes
De Graw	Guider	McCreary	Rowe	West
Delaney, J T	Hallock	McEwan	Russell	Wheeler
Delaney, W F	Harburger	McInerney	Ryttenberg	Wilson
Dillon	Harris	McKeown	Sage	Wissel
Doughty				

In the negative,

Kelsey

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1220) entitled "An act to amend section 3379 of the Code of Civil Procedure relative to the allowance of costs in certain cases." (Rec. No. 314.)

On motion of Mr. Streifler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 20 }

Those who voted in the affirmative, were

Adams	Egan	Griffith	Knipp	Rogers
Ahern	Ellis	Guider	McInerney	Russell
Allds	Everett	Halpin	McKeown	Sage
Axtell	Fallows	Harburger	Meister	Sanders
Barnes	Fancher	Harris	Metcalfe	Sawyer
Bedell	Farrell	Hasenflug	Metzler	Scanlon
Bradley	Fish	Hatch	Morgan	Sharkey
Brennan	Fiske	Hawkins	Morris	Siems
Bryan	Fitzger'ld	J B Herrick	O'Connell	Smith, A B

Burnett	Fitzger'd JJ	Hill	Patton	Smith, J E
Cohn	Fordyce	Hitchcock	Phillips	Stevens
Conger	Fowler	Honeck	Plank	Streifler
Costello	Frisbie	Hyman, A Z	Platt	Sullivan, T P
Cotton	Gale	Hyman, S F	Price	Trainor
Coughtry	Gardner, C J	Irwin	Prince	Treat
Darrison	Geoghan	Juengst	Rierdon	Walrath
Delaney J T	Gleason	Kelly, G T	Roche	Wissel
Delaney W F	Graham	Kelsey	Rodenbeck	Witter
Dillon	Green	Kittell		

Those who voted in the negative, were

Baum	Demarest	Lewis, M E	Poth	Stewart
Cook	Gardiner, R	Lewis, T D	Ryttenberg	Weekes
Cooley	Hallock	Marson	Slater	Wheeler
Davis	Johnson	Post	Snyder, T	Wilson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1201) entitled "An act to amend section 791 of chapter three hundred and seventy-eight of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relatig to the age of children entitled to participate in the New York Fire Department Relief fund." (Rec. No. 372.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	McMillan	Sawyer
Ahern	Egan	Herrick	Meister	Scanlon
Allds	Ellis	Hill	Metcalfe	Sharkey
Apgar	Everett	Hitchcock	Metzler	Siems
Axtell	Fancher	Holsten	Miller	Slater
Babcock	Farrell	Honeck	Morgan	Sloane
Barnes	Fish	Hyman, A Z	Morris	Smith, A R
Baum	Fiske	Hyman, S F	O'Connell	Smith, J E
Bedell	Fitzger'd J B	Irwin	O'Connor	Smith, J L
Beede	Fordyce	Johnson	Phillips	Smith, J T
Bradley	Fowler	Juengst	Phipps	Snyder, R A
Brennan	Galbraith	Kelley, E E	Plank	Snyder, T
Bryan	Gale	Kelly, G T	Platt	Stewart
Cain	Gardner, C J	Kelsey	Poth	Streifler
Cohn	Geoghan	Kittell	Price	Sullivan, T P
Conger	Gleason	Knipp	Prince	Swift
Cook	Green	Larzelere	Rierdon	Trainor
Cooley	Griffith	Lewis, M E	Roberts	Treat
Costello	Guider	Lewis, T D	Roche	Tripp
Cotton	Hallock	Litchard	Rodenbeck	Waite
Coughtry	Halpin	Maher	Rogers	Walrath
Davis	Harburger	Marson	Rowe	Weekes
De Graw	Harris	Martin	Ryttenberg	West
Delaney, J T	Hasenflug	McCreary	Sage	Wheeler
Demarest	Hatch	McEwan	Sanders	Wissel
Dillon	Hawkins	McKeown	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 894) entitled "An act to amend section 1379 of chapter 378 of the Laws of 1897, entitled "An act to unite into one municipality under the corporate name of the city of New York the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the government thereof,' relating to the power of justices of the Municipal Court of the city of New York

to take bail for persons charged with criminal offences." (Rec. No. 316.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	Meister	Sanders
Ahern	Dillon	Hasenflug	Metcalfe	Sands
Allds	Doughty	Hatch	Metzler	Sawyer
Apgar	Dusinbery	Hawkins	Miller	Scanlon
Axtell	Egan	Henry	Minton	Sharkey
Babcock	Ellis	Hill	Morgan	Siems
Baker	Everett	Hitchcock	Morris	Slater
Barnes	Fallows	Holsten	O'Connell	Sloane
Baum	Fancher	Honeck	O'Connor	Smith, A R
Bedell	Farrell	Hyman, S F	Patton	Smith, J E
Beede	Fish	Irwin	Phillips	Smith, J L
Bradley	Fitzger'd, J B	Johnson	Phipps	Smith, J T
Brennan	Fitzger'd, J J	Juengst	Plank	Snyder, R A
Bryan	Fowler	Kelley, E E	Platt	Snyder, T
Burnett	Frisbie	Kelly, G T	Post	Stevens
Cain	Galbraith	Kelsey	Poth	Stewart
Cohn	Gale	Kittel	Price	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Waite
Cotton	Graham	Litchard	Roche	Walrath
Coughtry	Green	Marson	Rodenbeck	Weekes
Darrison	Griffith	Martin	Rogers	West
Davis	Guider	McCreary	Rowe	Wheeler
De Graw	Hallock	McEwan	Russell	Wilson
Delaney, J T	Halpin	McKeown	Ryttenberg	Wissel
Delaney, W F	Harburger	McMillan	Sage	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1045) entitled "An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes relating to State prisons, as amended and superseded by chapter 382 of the Laws of 1889 and as amended by chapter 429 of the Laws of 1896." (Rec. No. 295.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
 { NOES 24 }

Those who voted in the affirmative, were

Ahern	Dillon	Hatch	Metzler	Sands
Babcock	Doughty	Hill	Miller	Sawyer
Barnes	Egan	Hitchcock	Minton	Siems
Baum	Everett	Honeck	Morris	Smith, A R
Beede	Fancher	Hyman, A Z	O'Connell	Smith, J T
Bradley	Farrell	Irwin	Patton	Snyder, R A
Brennan	Fitzger'd J B	Johnson	Phipps	Stevens
Bryan	Fitzger'd J J	Kelsey	Plank	Stewart
Burnett	Fordyce	Kittell	Platt	Streifler
Cohn	Fowler	Knipp	Prince	Sullivan, T P
Cook	Galbraith	Lewis, M E	Remsen	Sullivan, W J
Cooley	Gale	Lewis, T D	Roberts	Trainor
Cotton	Gardiner, R	Maher	Roche	Tripp
Coughtry	Gardner, C J	Martin	Rodenbeck	Walrath
Darrison	Geoghan	McCreary	Russell	Wheeler
De Graw	Gleason	McMillan	Ryttenberg	Wilson
Delaney, W F	Graham	Metcalfe	Sage	Witter

Those who voted in the negative, were

Adams	Frisbie	Henry	McKeown	Rogers
Allds	Green	Kelley, E E	Morgan	Sharkey
Bedell	Guider	Kelly, G T	Phillips	Slater
Davis	Hallock	Litchard	Price	Snyder, T
Fiske	Hasenflug	McInerney	Rierdon	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

At 1.20 o'clock p. m. the House, on motion of Mr. Allds, took a recess until 2.30 o'clock.

TWO O'CLOCK AND THIRTY MINUTES.

The House again met.

Mr. Speaker announced the special order, being the Senate bill (No. 1027) entitled "An act to amend an act entitled 'An act to amend and consolidate the charter of the village of Waterloo, Seneca county, New York.'" (Rec. No. 384.)

On motion of Mr. Fordyce, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sanders
Ahern	Dusinbery	Hatch	Meister	Sands
Allds	Egan	Hawkins	Metcalfe	Sawyer
Apgar	Ellis	Henry	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey

Babcock	Fancher	Hitchcock	Morgan	Siems
Baker	Farrell	Holsten	Morris	Slater
Barnes	Fish	Hyman, A Z	O'Connell	Sloane
Baum	Fiske	Hyman, S F	O'Connor	Smith, A R
Beede	Fitzger'd J B	Irwin	Patton	Smith, J E
Bradley	Fitzger'd J J	Johnson	Phillips	Smith, J T
Brennan	Fordyce	Kelley, E E	Plank	Snyder, R A
Burnett	Fowler	Kelly, G T	Platt	Snyder, T
Cain	Frisbie	Kelsey	Post	Stewart
Cohn	Gale	Kittell	Poth	Streitler
Cook	Gardiner R.	Knipp	Price	Sullivan, T P
Cooley	Gardner, C J	Larzelere	Prince	Swift
Costello	Geoghan	Lewis, M E	Remsen	Trainor
Cotton	Gleason	Lewis, T D	Rierdon	Tripp
Coughtry	Graham	Litchard	Roche	Waite
Darrison	Green	Maher	Rodenbeck	Weekes
Davis	Griffith	Marson	Rogers	West
De Graw	Guider	Martin	Rowe	Wheeler
Delaney, J T	Hallock	McCreary	Russell	Wilson
Delaney, W F	Halpin	McEwan	Ryttenberg	Wissel
Demarest	Harburger	McInerney	Sage	Witter
Dillon	Harris			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1067) entitled "An act to amend chapter 302 of the Laws of 1899, entitled 'An act to amend article 5 of the Executive Law, relating to the Attorney-General'" (Rec. No. 354).

Said bill having been announced for a second reading,

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Dusinbery	Hawkins	Metzler	Scanlon
Ahern	Egan	Henry	Miller	Sharkey
Allds	Ellis	Hill	Minton	Siems
Axtell	Everett	Hitchcock	Morgan	Slater
Babcock	Fallows	Holsten	Morris	Sloane
Barnes	Fancher	Hyman, A Z	O'Connell	Smith, A R

Baum	Farrell	Irwin	O'Connor	Smith, J E
Bedell	Fitzger'd, J B	Johnson	Phillips	Smith, J T
Beede	Fitzger'd, J J	Juengst	Phipps	Snyder, R A
Bradley	Fordyce	Kelley, E E	Plank	Snyder, T
Brennan	Fowler	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Cain	Gale	Kittell	Price	Streifler
Conger	Gardiner, R	Knipp	Prince	Sullivan, T P
Cook	Gardner C J	Larzelere	Remsen	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Rierdon	Swift
Costello	Gleason	Lewis, T D	Roberts	Trainor
Cotton	Graham	Litchard	Roche	Treat
Coughtry	Green	Maher	Rodenbeck	Tripp
Darrison	Griffith	Marson	Rogers	Walrath
Davis	Hallock	McCreary	Rowe	Weekes
De Graw	Halpin	McEwan	Russell	West
Delaney, J T	Harburger	McInerney	Ryttenberg	Wheeler
Delaney, W F	Harris	McMillan	Sanders	Wilson
Demarest	Hasenflug	Meister	Sands	Wissel
Doughty	Hatch	Metcalfe	Sawyer	Witter 130

Mr. Allds moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Debate was had on the third reading of said bill, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 55 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McMillan	Sawyer
Ahern	De Graw	Hatch	Metzler	Slater
Allds	Delaney J T	Henry	Miller	Smith A R
Apgar	Doughty	Hill	Morgan	Smith, J L
Axtell	Dusinbery	Hitchcock	Patton	Smith J T
Babcock	Ellis	Irwin	Phipps	Snyder, R A
Bedell	Everett	Johnson	Plank	Snyder, T
Beede	Fallows	Kelley, E E	Platt	Stevens
Brennan	Fancher	Kelsey	Post	Swift
Bryan	Fordyce	Kittell	Price	Treat
Burnett	Fowler	Knipp	Remsen	Tripp
Conger	Galbraith	Larzelere	Roberts	Waite
Cook	Gardiner, R	Lewis, M E	Rodenbeck	Walrath
Cooley	Gardner, C J	Lewis, T D	Rogers	West
Costello	Gleason	Litchard	Rowe	Wheeler
Cotton	Graham	Marson	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock	McEwan		

Those who voted in the negative, were

Barnes	Fitzger'd J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Cain	Gale	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Stewart
Dillon	Harburger	McInerney	Rierdon	Streifer
Egan	Hasenflug	McKeown	Roche	Sullivan, T P
Farrell	Hawkins	Meister	Ryttenberg	Sullivan, W J
Fiske	Herrick	Metcalfe	Sage	Trainor
Fitzger'd J B	Holsten	Minton	Sanders	Wissel

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 261) entitled "An act to amend the Banking Law with reference to the loaning of the available fund of a savings bank for current expenses." (Rec. No. 362.)

Said bill having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1340) entitled "An act to amend section 221 of the Code of Civil Procedure, in relation to the deputy clerk of the appellate division of the Supreme Court in the third judicial department, to act as librarian." (Rec. No. 387.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ **A**YES 140 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	Meister	Sands
Ahern	Doughty	Hawkins	Metcalfe	Sawyer
Allds	Dusinbery	Henry	Metzler	Scanlon
Apgar	Egan	Herrick	Miller	Sharkey
Axtell	Ellis	Hitchcock	Minton	Siems
Babcock	Everett	Holsten	Morgan	Slater
Baker	Fallows	Honeok	Morris	Smith, A R
Barnes	Fancher	Hyman, S F	O'Connell	Smith, J E
Baum	Farrell	Irwin	O'Connor	Smith, J L
Bedell	Fish	Johnson	Patton	Smith, J T
Beede	Fiske	Juengst	Phillips	Snyder, T
Bradley	Fitzger'd J B	Kelley, E E	Phipps	Stevens
Brennan	Fitzgerald J J	Kelly, G T	Plank	Stewart
Bryan	Fordyce	Kelsey	Platt	Streifler
Burnett	Fowler	Kittell	Post	Sullivan, T P
Cain	Frisbie	Knipp	Poth	Sullivan, W J
Cohn	Galbraith	Larzelere	Price	Swift
Conger	Gale	Lewis, M E	Prince	Trainer

Cook	Gardiner, R	Lewis, T D	Remsen	Treat
Cooley	Gardner C J	Litchard	Rierdon	Tripp
Costello	Geoghan	Maher	Roberts	Waite
Cotton	Graham	Marson	Roche	Walrath
Coughtry	Green	Martin	Rodenbeck	Weekes
Darrison	Griffith	McCreary	Rogers	West
Davis	Guider	McEwan	Rowe	Wheeler
De Graw	Hallock	McInerney	Ryttenberg	Wilson
Delaney J. T	Harburger	McKeown	Sage	Wissel
Delaney, W F	Harris	McMillan	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1329) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to Joseph H. Garvey compensation for services actually rendered to the city of New York in the department of public charities in the year 1899, pending the preparation of municipal civil service lists for the position of superintendent of Bellevue Hospital dispensary." (Rec No. 325.)

On motion of Mr. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McInerney	Sage
Ahern	Doughty	Hatch	McKeown	Sanders
Allds	Dusinbery	Hawkins	McMillan	Sands

Apgar	Egan	Henry	Meister	Sawyer
Axtell	Ellis	Herrick	Metcalfe	Scanlon
Babcock	Everett	Hill	Metzler	Sharkey
Baker	Fancher	Hitchcock	Miller	Siems
Barnes	Farrell	Holsten	Minton	Slater
Baum	Fish	Honeck	Morgan	Smith A R
Bedell	Fiske	Hyman, A Z	Morris	Smith, J E
Beede	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J L
Bradley	Fitzger'd J J	Irwin	Patton	Smith, J T
Brennan	Fordyce	Johnson	Phillips	Snyder, R A
Bryan	Fowler	Juengst	Phipps	Snyder, T
Burnett	Frisbie	Kelley, E E	Plank	Stevens
Cain	Galbraith	Kelly, G T	Platt	Stewart
Cohn	Gale	Kelsey	Post	Striefler
Conger	Gardiner R	Kittell	Poth	Sullivan, W J
Cook	Gardner, C J	Knipp	Price	Swift
Cooley	Geoghan	Larzelere	Remsen	Trainor
Costello	Graham	Lewis, M E	Rierdon	Treat
Cotton	Green	Lewis, T D	Roberts	Tripp
Coughtry	Griffith	Litchard	Roche	Waite
Darrison	Guider	Maher	Rodenbeck	Walrath
Davis	Hallock	Marson	Rogers	Weekes
De Graw	Halpin	Martin	Rowe	West
Delaney, J T	Harburger	McCreary	Russell	Wheeler
Delaney, W F	Harris	McEwan	Ryttenberg	Wilson
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill No. 1200) entitled "An act in relation to the licensing the peddling or selling merchandise in the villages of Cold Spring and Nelsonville." (Rec. No. 286.)

On motion of Mr Kittell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McKeown	Sage
Ahern	Dillon	Hasenflug	McMillan	Sanders
Allds	Doughty	Hatch	Meister	Sands
Apgar	Dusinbery	Hawkins	Metcalfe	Sawyer
Axtell	Egan	Henry	Metzler	Scanlon
Babcock	Ellis	Herrick	Miller	Sharkey
Baker	Everett	Hill	Minton	Siems
Barnes	Fancher	Hitchcock	Morgan	Slater
Baum	Farrell	Holsten	Morris	Sloane
Bedell	Fish	Honeck	O'Connell	Smith, A R
Beede	Fiske	Hyman, A Z	O'Connor	Smith, J E
Bradley	Fitzger'd JB	Irwin	Patton	Smith, J L
Brennan	Fitzger'd JJ	Juengst	Phillips	Smith, J T
Bryan	Fordyce	Kelley, E E	Phipps	Snyder, T
Burnett	Fowler	Kelly, G T	Plank	Stevens
Cain	Frisbie	Kelsey	Platt	Stewart
Cohn	Galbraith	Kittell	Post	Streifler
Conger	Gale	Knipp	Poth	Sullivan, T P
Cook	Gardiner, R	Larzelere	Price	Swift
Cooley	Gardner, C J	Lewis, M E	Remsen	Trainor
Costello	Geoghan	Lewis, T D	Rierdon	Treat
Cotton	Gleason	Litchard	Roberts	Waite
Coughtry	Graham	Maher	Roche	Walrath
Darrison	Green	Marson	Rodenbeck	Weekes
Davis	Griffith	Martin	Rogers	Wheeler
De Graw	Guider	McCreary	Rowe	Wilson
Delaney, J T	Hallock	McEwan	Russell	Wissel
Delaney, W F	Halpin	McInerney	Ryttenberg	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1381) entitled "An act to provide accommodations for the director of the New York agricultural experiment station, and making an appropriation therefor." (Rec. No. 377.)

On motion of Mr. Burnett. said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill; and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sage
Ahern	Doughty	Hawkins	McMillan	Sanders
Allds	Dusinbery	Henry	Meister	Sands
Apgar	Egan	Herrick	Metzler	Sawyer
Axtell	Ellis	Hill	Miller	Sharkey
Babcock	Everett	Hitchcock	Minton	Siems
Baker	Fallows	Holsten	Morgan	Sloane
Barnes	Fancher	Honeck	Morris	Smith, A R
Baum	Farrell	Hyman, A	Z O'Connell	Smith, J E
Bedell	Fish	Hyman, S F	O'Connor	Smith, J L
Beede	Fiske	Irwin	Patton	Smith, J T
Bradley	Fitzger'd J B	Johnson	Phillips	Snyder, R A
Brennan	Fitzger'd J J	Juengst	Phipps	Snyder, T
Bryan	Fordyce	Kelley, E E	Plank	Stevens
Burnett	Fowler	Kelly, G T	Platt	Stewart
Cain	Frisbie	Kelsey	Post	Sullivan, W J
Cohn	Galbraith	Kittell	Poth	Swift
Conger	Gale	Knipp	Price	Trainor
Cook	Gardner, C J	Larzelere	Prince	Tripp
Cotton	Geoghan	Lewis, M E	Remsen	Waite
Costello	Gleason	Lewis, T D	Rierdon	Walrath
Coughtry	Graham	Litchard	Roberts	Weekes
Darrison	Green	Maher	Roche	West
Davis	Griffith	Marson	Rodenbeck	Wheeler
De Graw	Guider	Martin	Rogers	Wilson
Delaney J T	Hallock	McCreary	Rowe	Wissel
Delaney, W F	Halpin	McEwan	Russell	Witter
Demarest	Harburger	McInerney	Ryttenberg	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill

(No. 1393) entitled "An act to amend chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to lighting of streets." (Rec. No. 396.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 {
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	McInerney	Ryttenberg
Ahern	Dillon	Hasenflug	McKeown	Sage
Allds	Doughty	Hatch	McMillan	Sanders
Apgar	Dusinbery	Hawkins	Meister	Sands
Axtell	Egan	Henry	Metcalfe	Sawyer
Babcock	Ellis	Herrick	Metzler	Scanlon
Baker	Everett	Hill	Miller	Sharkey
Barnes	Fallows	Hitchcock	Minton	Siems
Baum	Fancher	Holsten	Morgan	Slater
Bedell	Farrell	Honeck	Morris	Sloane
Beede	Fish	Hyman, A	Z O'Connell	Smith, J E
Bradley	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J L
Brennan	Fitzger'd J J	Irwin	Phillips	Smith, J T
Bryan	Fordyce	Johnson	Phipps	Snyder, T
Burnett	Fowler	Kelley, E E	Plank	Stevens
Cain	Frisbie	Juengst	Platt	Stewart
Cohn	Galbraith	Kelsey	Post	Streifler
Conger	Gale	Kittell	Poth	Sullivan, W J
Cook	Gardiner, R	Knipp	Price	Swift
Cook	Geoghan	Larzelere	Prince	Trainor
Cooley	Gleason	Lewis, M E	Remsen	Treat
Costello	Graham	Lewis, T D	Rierdon	Waite
Cotton	Green	Litchard	Roberts	Walrath
Coughtry	Griffith	Maher	Roche	Weekes
Darrison	Guider	Marson	Rodenbeck	West

Davis	Hallock	Martin	Rogers	Wheeler
De Graw	Halpin	McCreary	Rowe	Wissel
Delaney, J T	Harburger	McEwan	Russell	Witter
Delaney, W F				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1196) entitled "An act to amend section 80 of article 6 of chapter 559 of the Laws of 1895, regarding the number of directors of hospital corporations." (Rec. No. 296.)

On motion of Mr. Brennan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 {
{ NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sands
Ahern	Dusinbery	Hatch	Meister	Sawyer
Allds	Egan	Hawkins	Metcalfe	Scanlon
Apgar	Ellis	Henry	Metzler	Sharkey
Axtell	Everett	Herrick	Miller	Siems
Babcock	Fallows	Hill	Minton	Slater
Baker	Fancher	Hitchcock	Morgan	Sloane
Barnes	Farrell	Holsten	Morris	Smith, A R
Baum	Fish	Honeck	O'Connell	Smith, J E
Bedell	Fiske	Hyman, A Z	O'Connor	Smith, J L
Beede	Fitzger'd J B	Hyman, S F	Patton	Smith J T
Bradley	Fitzger'd J J	Irwin	Phillips	Snyder, R A
Brennan	Fordyce	Johnson	Phipps	Snyder, T
Bryan	Fowler	Juengst	Plank	Stevens
Burnett	Frisbie	Kelly, G T	Platt	Stewart
Cain	Galbraith	Kelsey	Post	Streifler

Cohn	Gale	Kittell	Poth	Sullivan, T P
Conger	Gardiner, R	Knipp	Price	Sullivan, W J
Cook	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney J. T	Halpin	McEwan	Ryttenberg	Wilson
Delaney W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1373) entitled "An act to amend the Highway Law, relating to posting of schedules of rates of ferriage." (Rec. No. 397.)

On motion of Mr. Fancher, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McKeown	Ryttenberg
Ahern	Doughty	Harris	McMillan	Sage
Allds	Dusinbery	Hasenflug	Meister	Sanders
Apgar	Egan	Hawkins	Metcalfe	Sands
Axtell	Ellis	Henry	Metzler	Scanlon
Babcock	Everett	Herrick	Miller	Sharkey
Baker	Fallows	Hill	Minton	Siems
Barnes	Fancher	Hitchcock	Morgan	Slater

Baum	Farrell	Holsten	Morris	Sloane
Bedell	Fish	Honeck	O'Connell	Smith, A R
Beede	Fiske	Hyman, A Z	O'Connor	Smith J E
Bradley	Fitzger'd J B	Hyman, S F	Patton	Smith, J L
Brennan	Fitzger'd J J	Irwin	Phipps	Snyder, R A
Bryan	Fordyce	Juengst	Plank	Snyder, T
Burnett	Fowler	Kelley, E E	Platt	Stevens
Cohn	Frisbie	Kelly, G T	Post	Stewart
Conger	Galbraith	Kelsey	Poth	Sullivan, T P
Cook	Gale	Kittell	Price	Sullivan, W J
Cooley	Gardiner, R	Knipp	Prince	Swift
Costello	Gardner, C J	Larzelere	Remsen	Trainor
Cotton	Geoghan	Lewis, M E	Rierdon	Tripp
Coughtry	Gleason	Lewis, T D	Roberts	Walrath
Darrison	Graham	Litchard	Roche	Weekes
Davis	Green	Maher	Rodenbeck	West
De Graw	Griffith	Martin	Rogers	Wheeler
Delaney, J T	Guider	McCreary	Rowe	Wilson
Delaney W F	Hallock	McEwan	Russell	Wissel
Demarest	Halpin	McInerney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1249) entitled "An act to amend the Tax Law, relating to taxable transfers of property." (Rec. No. 335.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hill	Metzler	Scanlon
Ahern	Egan	Hitchcock	Miller	Sharkey
Allds	Ellis	Holsten	Minton	Siems

Apgar	Everett	Hyman, A Z	Morgan	Slater
Axtell	Fancher	Hyman, S F	Morris	Sloane
Babcock	Farrell	Irwin	O'Connell	Smith, A R
Baker	Fish	Johnson	O'Connor	Smith, J E
Barnes	Fiske	Juengst	Patton	Smith J L
Baum	Fitzger'd J B	Kelley, E E	Phillips	Smith J T
Bedell	Fitzger'd J J	Kelly, G T	Phipps	Snyder, R A
Beede	Fowler	Kelsey	Plank	Snyder, T
Bradley	Frisbie	Kittell	Platt	Stevens
Brennan	Galbraith	Knipp	Post	Stewart
Bryan	Gale	Larzelere	Poth	Streidler
Burnett	Gardiner, R	Lewis, M E	Price	Sullivan, T P
Cain	Gardner, C J	Lewis, T D	Prince	Sullivan, W J
Cohn	Geoghan	Litchard	Remsen	Swift
Conger	Gleason	Maher	Rierdon	Trainor
Cook	Graham	Marson	Roberts	Treat
Cooley	Griffith	Martin	Roche	Tripp
Cotton	Guider	McCreary	Rogers	Walrath
Coughtry	Hallock	McEwan	Rowe	Weekes
Darrison	Halpin	McInerney	Ryttenberg	West
Davis	Harburger	McKeown	Sage	Wheeler
De Graw	Harris	McMillan	Sanders	Wilson
Delaney W F	Hawkins	Meister	Sands	Wissel
Demarest	Henry	Metcalf	Sawyer	Witter
Dillon	Herrick			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1148) entitled "An act making appropriations for various purposes for House of Refuge for Women at Hudson." (Rec. No. 329.)

On motion of Mr. Kittell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	Meister	Sands
Ahern	Dillon	Hatch	Metcalf	Sawyer
Allds	Doughty	Hawkins	Metzler	Scanlon
Apgar	Dusinbery	Herrick	Miller	Sharkey
Axtell	Egan	Hill	Minton	Siems
Babcock	Ellis	Hitchcock	Morgan	Slater
Baker	Everett	Holsten	Morris	Sloane
Barnes	Fancher	Honeck	O'Connell	Smith, A R
Baum	Farrell	Hyman, A Z	O'Connor	Smith, J E
Bedell	Fish	Hyman, S F	Patton	Smith, J T
Beede	Fiske	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd J B	Juengst	Phipps	Snyder, T
Brennan	Fitzger'd J J	Kelley, E E	Plank	Stevens
Bryan	Fowler	Kelsey	Platt	Stewart
Burnett	Frisbie	Kittell	Post	Streifler
Cain	Galbraith	Knipp	Price	Sullivan, W J
Cohn	Gale	Larzelere	Prince	Swift
Conger	Gardiner, R	Lewis, M E	Remsen	Trainor
Cook	Gardner, C J	Lewis, T D	Rierdon	Treat
Cooley	Geoghan	Litchard	Roberts	Tripp
Costello	Graham	Maher	Roche	Walrath
Cotton	Green	Marson	Rodenbeck	Weekes
Coughtry	Griffith	Martin	Rogers	West
Darrison	Guider	McCreary	Rowe	Wheeler
Davis	Hallock	McEwan	Russell	Wilson
De Graw	Halpin	McInerney	Sage	Wissel
Delaney, J T	Harburger	McKeown	Sanders	Witter
Delaney, W F	Harris	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1142) entitled "An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings." (Rec. No. 366), having been announced for a second reading,

On motion of Mr. Allds, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the Senate bill (No. 1032) entitled "An act to amend subdivision 2, section 191 of the Code of Civil Procedure, relating to the limitation of appeals." (Rec. No. 229.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Sands
Ahern	Egan	Hawkins	Metcalfe	Sawyer
Allds	Ellis	Henry	Metzler	Scanlon
Apgar	Everett	Herrick	Miller	Sharkey
Axtell	Fallows	Hill	Minton	Siems
Babcock	Fancher	Hitchcock	Morgan	Slater
Baker	Farrell	Holsten	Morris	Sloane
Barnes	Fish	Honeck	O'Connor	Smith, A R
Baum	Fiske	Hyman, A Z	Patton	Smith, J E
Bedell	Fitzger'd J B	Hyman, S F	Phillips	Smith, J L
Beede	Fitzger'd J J	Irwin	Phipps	Smith, J T
Bradley	Fordyce	Juengst	Plank	Snyder, R A
Brennan	Fowler	Kelley, E E	Platt	Snyder, T
Bryan	Frisbie	Kelly, G T	Post	Stevens
Cain	Galbraith	Kelsey	Poth	Stewart
Cohn	Gale	Kittell	Price	Streifer
Cook	Gardiner, R	Knipp	Prince	Sullivan, T P
Cooley	Gardner, C J	Larzelere	Remsen	Sullivan, W J
Costello	Geoghan	Kelley, E E	Rierdon	Swift
Cotton	Gleason	Lewis, T D	Roberts	Trainor
Coughtry	Graham	Litchard	Roche	Treat
Darrison	Green	Maher	Rodenbeck	Waite
Davis	Griffith	Marson	Rogers	Walrath
De Graw	Guider	Martin	Rowe	Weekes

Delaney, J T	Hallock	McCreary	Russell	West
Delaney, W F	Halpin	McEwan	Ryttenberg	Wilson
Demarest	Harburger	McInerney	Sage	Wissel
Dillon	Harris	McKeown	Sanders	Witter
Doughty	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1154) entitled "An act to amend chapter 27 of the Laws of 1898, entitled "An act to amend chapter 684 of the Laws of 1892, entitled 'An act relating to salt springs, constituting chapter 13 of the general laws,' as amended by chapter 261 of the Laws of 1897.'" (Rec. No. 284.)

On motion of Mr. Baker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Sharkey
Ahern	Egan	Hawkins	Metcalfe	Siems
Allds	Ellis	Henry	Metzler	Slater
Apgar	Fallows	Herrick	Miller	Sloane
Axtell	Fancher	Hill	Morgan	Smith, A R
Babcock	Farrell	Hitchcock	Morris	Smith, J E
Baker	Fish	Holsten	O'Connell	Smith, J L
Barnes	Fiske	Honeck	O'Connor	Smith, J T
Baum	Fitzger'd JB	Hyman, S F	Patton	Snyder, R A
Bedell	Fitzger'd JJ	Irwin	Phillips	Snyder, T
Beede	Fordyce	Johnson	Phipps	Stevens
Bradley	Fowler	Juengst	Plank	Stewart

Brennan	Frisbie	Kelley, E E	Post	Streifler
Bryan	Galbraith	Kelly, G T	Poth	Sullivan, T P
Burnett	Gale	Kelsey	Price	Sullivan, W J
Cain	Gardiner, R	Kittell	Prince	Snyder, R A
Cohn	Gardner, C J	Knipp	Remsen	Snyder T
Conger	Geoghan	Larzelere	Rierdon	Swift
Cook	Gleason	Lewis, M E	Roberts	Trainor
Cooley	Graham	Litchard	Rodenbeck	Treat
Costello	Green	Maher	Rogers	Tripp
Coughtry	Griffith	Marson	Rowe	Waite
Darrison	Guider	Martin	Russell	Walrath
Davis	Hallock	McCreary	Ryttenberg	Weekes
De Graw	Halpin	McEwan	Sanders	West
Delaney, W F	Harburger	McInerney	Sands	Wilson
Demarest	Harris	McKeown	Sawyer	Witter
Dillon	Hasenflug	McMillan	Scanlon	Wissel
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1152) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of James O'Neil and William J. Mahony, as executors of the last will and testament of Michael Mahony, deceased, against the State for damages alleged to have been sustained by him, and to render judgment therefor." (Rec. No. 276.)

On motion of Mr. Ahern, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES, 123 }
 { NOES, 00 }

Those who voted in the affirmative, were

Adams	Demarest	Herrick	Metzler	Sage
Ahern	Dillon	Hitchcock	Miller	Sands
Allds	Dusinbery	Honeck	Minton	Sawyer
Apgar	Egan	Hyman, S F	Morgan	Sharkey
Axtell	Ellis	Irwin	Morris	Siems
Babcock	Fallows	Johnson	O'Connell	Slater
Baker	Fancher	Juengst	O'Connor	Sloane
Barnes	Farrell	Kelley, E E	Patton	Smith, A R
Baum	Fish	Kelsey	Phillips	Smith J E
Bedell	Fiske	Kittell	Phipps	Smith, J L
Beede	Fitzger'd J J	Knipp	Platt	Smith J T
Bradley	Fowler	Larzelere	Post	Snyder, R A
Brennan	Frisbie	Lewis, M E	Poth	Stevens
Bryan	Galbraith	Lewis, T D	Price	Stewart
Burnett	Gardiner, R	Litchard	Prince	Streifler
Cain	Gardner, C J	Maher	Remsen	Sullivan, W J
Cohn	Geoghan	Marson	Rierdon	Swift
Conger	Graham	Martin	Roberts	Treat
Cook	Green	McCreary	Roche	Tripp
Costello	Guider	McEwan	Rodenbeck	Walrath
Cotton	Hallock	McInerney	Rogers	West
Coughtry	Halpin	McKeown	Rowe	Wilson
Darrison	Harris	McMillan	Russell	Wissel
De Graw	Hasenflug	Meister	Ryttenberg	Witter
Delaney, J T	Hawkins	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1153) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Richard J. Williams and Edward Manogue, composing the firm of Williams and Manogue, against the State for damages alleged to have been sustained by them, and to render judgment therefor." (Rec. No. 275.)

On motion of Mr. Ahern, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	Martin	Rytenberg
Ahern	Dillon	Harburger	McCreary	Sage
Allds	Doughty	Harris	McInerney	Sanders
Apgar	Dusinbery	Hasenflug	McKeown	Sands
Axtell	Egan	Hatch	McMillan	Scanlon
Babcock	Ellis	Hawkins	Meister	Sharkey
Baker	Everett	Henry	Metcalfe	Siems
Barnes	Fallows	Herrick	Metzler	Slater
Baum	Fancher	Hill	Miller	Sloane
Bedell	Farrell	Hitchcock	Morgan	Smith, J E
Beede	Fish	Holsten	Morris	Smith, J L
Bradley	Fiske	Honeck	O'Connell	Smith, J T
Burnett	Fitzger'd JB	Hyman, A Z	O'Connor	Snyder, R A
Bryan	Fitzger'd JJ	Hyman, S F	Patton	Snyder, T
Cain	Fordyce	Irwin	Phipps	Stewart
Cohn	Fowler	Johnson	Plank	Sullivan, T P
Conger	Frisbie	Juengst	Platt	Sullivan, W J
Cook	Galbraith	Kelley, E E	Post	Swift
Cooley	Gale	Kelly, G T	Poth	Treat
Costello	Gardiner, R	Kelsey	Prince	Tripp
Cotton	Gardner, C J	Kittell	Remsen	Walrath
Coughtry	Geoghan	Knipp	Rierdon	Weekes
Darrison	Gleason	Larzelere	Roberts	Wheeler
Davis	Graham	Lewis, M E	Roche	Wilson
De Graw	Green	Lewis, T D	Rogers	Wissel
Delaney, J T	Griffith	Maher	Rowe	Witter
Delaney, W F	Hallock	Marson	Russell	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1363) entitled "An act to make the office of county clerk

of Broome county a salaried office, and regulating the management of said office." (Rec. No. 363.)

On motion of Mr. Swift, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Hatch	Hawkins	Metcalf	Sanders
Ahern	Dusinbery	Henry	Metzler	Sands
Allds	Egan	Herrick	Miller	Sawyer
Apgar	Ellis	Hill	Minton	Scanlon
Axtell	Everett	Hitchcock	Morgan	Sharkey
Babcock	Fallows	Holsten	Morris	Siems
Baker	Fancher	Honeck	O'Connell	Slater
Barnes	Farrell	Hyman, S F	O'Connor	Sloane
Baum	Fish	Irwin	Patton	Smith, A R
Bedell	Fiske	Juengst	Phillips	Smith, J L
Beede	Fitzger'd J B	Kelley, E E	Phipps	Smith, J T
Bradley	Fitzger'd J J	Kelly, G T	Plank	Snyder, R A
Brennan	Fordyce	Kelsey	Platt	Snyder, T
Bryan	Fowler	Kittell	Post	Stevens
Cain	Frisbie	Knipp	Poth	Stewart
Cohn	Galbraith	Larzelere	Price	Streifler
Conger	Gale	Lewis, M E	Prince	Sullivan, T P
Cook	Gardiner, R	Lewis, T D	Remsen	Trainor
Cooley	Gardner, C J	Litchard	Rierdon	Treat
Cotton	Geoghan	Maher	Roberts	Tripp
Coughtry	Gleason	Marson	Roche	Waite
Darrison	Graham	McCreary	Rodenbeck	Weekes
Davis	Griffith	McEwan	Rogers	West
De Graw	Guider	McInerney	Rowe	Wheeler
Delaney J. T	Hallock	McKeown	Russell	Wilson
Delaney, W F	Halpin	McMillan	Ryttenberg	Wissel
Demarest	Harris	Meister	Sage	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1347) entitled "An act to amend the charter of the city of Niagara Falls, in relation to the bond of the collector." (Rec. No. 393.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McEwan	Ryttenberg
Ahern	Dillon	Harris	McInerney	Sage
Allds	Dusinbery	Hasenflug	McKeown	Sands
Apgar	Egan	Hawkins	McMillan	Sawyer
Axtell	Ellis	Henry	Meister	Scanlon
Babcock	Everett	Herrick	Metzler	Sharkey
Baker	Fallows	Hill	Miller	Siems
Barnes	Fancher	Holsten	Minton	Slater
Baum	Farrell	Honeck	Morgan	Smith A R
Bedell	Fiske	Hyman, A Z	Morris	Smith, J E
Bradley	Fitzger'd JB	Hyman, S F	O'Connell	Smith, J L
Brennan	Fitzger'd JJ	Johnson	Patton	Snyder, R A
Bryan	Fordyce	Juengst	Phillips	Snyder, T
Burnett	Fowler	Kelley E E	Plank	Stewart
Cain	Frisbie	Kelly, G T	Platt	Streifler
Cohn	Galbraith	Kelsey	Post	Sullivan, T P
Conger	Gale	Kittell	Poth	Swift
Cook	Gardiner R	Knipp	Prince	Treat
Cooley	Geoghan	Larzelere	Remsen	Tripp
Costello	Gleason	Lewis, M E	Roberts	Walrath
Cotton	Graham	Lewis, T D	Roche	Weekes
Coughtry	Green	Litchard	Rodenbeck	Wheeler

Darrison	Griffith	Maher	Rogers	Wilson
De Graw	Guider	Marson	Rowe	Wissel
Delaney, J T	Hallock	Martin	Russell	Witter
Delaney, W F	Halpin	McCreary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1010) entitled "An act making an additional appropriation for bridge tending and lock tending on the canals of the State during the fiscal year ending September 30, 1900, and made necessary by the provisions of chapter 567, Laws of 1899." (Rec. No. 358.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hasenflug	McCreary	Sanders
Ahern	Demarest	Hatch	McInerney	Sands
Allds	Dillon	Hawkins	McKeown	Sawyer
Apgar	Doughty	Henry	McMillan	Scanlon
Axtell	Dusinbery	Hill	Meister	Sharkey
Babcock	Egan	Hitchcock	Metcalfe	Siems
Baker	Everett	Holsten	Miller	Slater
Barnes	Fallows	Honeck	Minton	Sloane
Baum	Fancher	Hyman, S F	Morgan	Smith, J E
Bedell	Farrell	Irwin	O'Connell	Smith, J L
Beede	Fish	Johnson	O'Connor	Smith, J T
Bradley	Fitzger'd J B	Juengst	Phillips	Snyder, R A
Brennan	Fitzger'd J J	Kelley, E E	Phipps	Snyder, T
Bryan	Fordyce	Kelly, G T	Plank	Stevens
Burnett	Fowler	Kelsey	Platt	Stewart

Cain	Galbraith	Kittell	Poth	Sullivan, T P
Cohn	Gale	Knipp	Price	Sullivan, W J
Conger	Gardiner, R	Larzelere	Remsen	Treat
Cook	Gardner, C J	Lewis, M E	Rierdon	Tripp
Cooley	Gleason	Lewis, T D	Roche	Walrath
Costello	Graham	Litchard	Rogers	Weekes
Cotton	Green	Maher	Rowe	Wilson
Darrison	Guider	Marson	Russell	Wissel
Davis	Hallock	Martin	Sage	Witter
De Graw	Harburger			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 765) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Patrick O'Connor, a policeman of the first grade, for reinstatement in said department." (Rec. No. 338.)

On motion of Mr. Cain, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 137 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	Metcalfe	Sanders
Ahern	Doughty	Herrick	Metzler	Sawyer
Allds	Dusinbery	Hill	Miller	Scanlon
Apgar	Ellis	Holsten	Minton	Sharkey
Axtell	Everett	Honeck	Morgan	Siems
Babcock	Fallows	Hyman, A Z	Morris	Slater
Baker	Fancher	Hyman, S F	O'Connell	Sloane
Barnes	Farrell	Irwin	O'Connor	Smith, A R
Baum	Fish	Johnson	Patton	Smith, J E

Bedell	Fiske	Juengst	Phillips	Smith, J L
Beede	Fitzger'd JB	Kelley, E E	Phipps	Smith, J T
Bradley	Fordyce	Kelly, G T	Plank	Snyder, R A
Brennan	Fowler	Kelsey	Platt	Snyder, T
Bryan	Frisbie	Kittell	Post	Stewart
Burnett	Galbraith	Knipp	Poth	Streifler
Cain	Gale	Larzelere	Price	Sullivan, T P
Cohn	Gardiner, R	Lewis, M E	Prince	Swift
Conger	Gardner, C J	Lewis, T. D.	Remsen	Trainor
Cook	Gleason	Litchard	Rierdon	Treat
Cooley	Graham	Maher	Roberts	Waite
Costello	Green	Marson	Roche	Walrath
Cotton	Griffith	Martin	Rodenbeck	Weekes
Coughtry	Hallock	McCreary	Rogers	West
Darrison	Halpin	McEwan	Rowe	Wheeler
Davis	Harris	McInerney	Russell	Wilson
Delaney, J T	Hasenflug	McKeown	Ryttenberg	Wissel
Delaney W F	Hatch	Meister	Sage	Witter
Demarest	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1301) entitled "An act to amend section 337d of the Penal Code, relating to trials for keeping slot machines." (Rec. No. 394.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	Martin	Sage
Ahern	Dillon	Hasenflug	McCreary	Sanders
Alds	Doughty	Hatch	McEwan	Sands

Apgar	Egan	Hawkins	McInerney	Sawyer
Axtell	Ellis	Henry	McMillan	Scanlon
Babcock	Fallows	Herrick	Meister	Siems
Baker	Farrell	Hill	Metcalfe	Slater
Barnes	Fish	Hitchcock	Miller	Smith, A R
Baum	Fiske	Holsten	Minton	Smith, J L
Bedell	Fitzger'd JB	Honeck	Morgan	Smith, J T
Beede	Fitzgerald JJ	Hyman, S F	Morris	Snyder, R A
Bradley	Fordyce	Hyman, A Z	O'Connell	Snyder, T
Brennan	Fowler	Irwin	O'Connor	Streifler
Bryan	Frisbie	Johnson	Patton	Stewart
Burnett	Galbraith	Juengst	Phipps	Sullivan, T P
Cain	Gardiner, R	Kelley E E	Plank	Sullivan, W J
Cohn	Gardner, C J	Kelly, G T	Platt	Swift
Conger	Geoghan	Kelsey	Poth	Treat
Cook	Gleason	Kittell	Price	Tripp
Cooley	Graham	Knipp	Remsen	Waite
Costello	Green	Larzelere	Rierdon	Walrath
Cotton	Griffith	Lewis, M E	Roberts	West
Darrison	Guider	Lewis, T D	Roche	Wheeler
Davis	Hallock	Litchard	Rogers	Wissel
Delaney, J T	Halpin	Maher	Rowe	Witter
Delaney, W F	Harburger	Marson	Russell	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 922) entitled "An act making appropriations for the dredging of Mill creek and the Narrows to Long creek, town of Freeport, Nassau county." (Rec. No. 282.)

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sands
Ahern	Dusinbery	Henry	Metcalfe	Sawyer
Allds	Ellis	Hill	Miller	Scanlon
Apgar	Fallows	Holsten	Minton	Sharkey
Babcock	Fancher	Honeck	Morgan	Slater
Baker	Fish	Hyman, S F	O'Connell	Smith, A R
Baum	Fiske	Juengst	O'Connor	Smith, J E
Bedell	Fitzger'd JJ	Kelly, G T	Patton	Smith, J L
Bradley	Fowler	Kelsey	Phillips	Snyder, T
Brennan	Galbraith	Kittell	Phipps	Stewart
Bryan	Gale	Knipp	Plank	Streifler
Cain	Gardner, C J	Larzelere	Post	Sullivan, T P
Conger	Geoghan	Lewis, M E	Poth	Swift
Cooley	Gleason	Lewis, T D	Prince	Treat
Costello	Green	Litchard	Rierdon	Waite
Coughtry	Hallock	Martin	Roche	Weekes
Darrison	Halpin	McCreary	Rodenbeck	West
De Graw	Harburger	McEwan	Russell	Wheeler
Delaney, J T	Hasenflug	McKeown	Ryttenberg	Wissel
Demarest	Hatch	McMillan	Sanders	

In the negative,

Doughty

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 852) entitled "An act to authorize the United Traction Company to construct and maintain a bridge, appurtenances and approaches to the same, over the Hudson river from the foot of Broadway in the city of Troy, to a point on the southerly end of Centre Island in the Hudson river, and thence to a point near Broadway in the city of Watervliet, on the opposite side of the Hudson river" (Rec. No. 191), having been announced for a third reading,

On motion of Mr. Coughtry, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1406) entitled "An act to secure equal rights to colored children in the State of New York, and to repeal section 28, article 11, title 15, of chapter 556 of the Laws of 1894, entitled 'The Consolidated School Law.'" (Rec. No. 353.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 121 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	McMillan	Sage
Ahern	Doughty	Hatch	Meister	Sanders
Allds	Dusinbery	Henry	Metcalf	Sands
Apgar	Egan	Herrick	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Slater
Baker	Fancher	Honeck	Morgan	Sloane
Barnes	Farrell	Hyman, A	Z Morris	Smith, A R
Baum	Fish	Irwin	O'Connor	Smith, J L
Bedell	Fitzger'd J B	Johnson	Patton	Smith, J T
Bradley	Fitzger'd J J	Juengst	Phillips	Snyder, T
Brennan	Fordyce	Kelly, G T	Phipps	Stevens
Bryan	Fowler	Kelsey	Plank	Streifler
Burnett	Galbraith	Kittell	Platt	Sullivan, T P
Cain	Gale	Knipp	Poth	Sullivan, W J
Conger	Gardiner, R	Larzelere	Price	Trainor
Cook	Geoghan	Lewis, M E	Prince	Treat
Cooley	Gleason	Litchard	Remsen	Waite
Cotton	Graham	Maher	Rierdon	Walrath
Coughtry	Green	Marson	Roche	Weekes
Darrison	Griffith	Martin	Rodenbeck	West
Davis	Hallock	McEwan	Rogers	Wilson
De Graw	Halpin	McInerney	Rowe	Wissel
Delaney, J T	Harburger	McKeown	Russell	Witter
Delaney, W F				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1365) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the alleged claim of William W. Wheeler against the State of New York, for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the people of the State of New York, so far as the same relates to the east half of lot 87, township 8, Old Military tract, in the county of Franklin, and to render judgment therefor." (Rec. No. 364.)

On motion of Mr. Babcock, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 115 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hill	McMillan	Sage
Ahern	Ellis	Hitchcock	Meister	Sands
Allds	Everett	Honeck	Metcalfe	Sawyer
Apgar	Fancher	Hyman, A Z	Metzler	Sharkey
Axtell	Fish	Hyman, S F	Miller	Siems
Babcock	Fiske	Johnson	Minton	Sloane
Baker	Fitzger'd JJ	Juengst	Morgan	Smith, A R
Barnes	Fowler	Kelley, E E	O'Connell	Smith, J E
Baum	Frisbie	Kelly, G T	O'Connor	Smith, J T
Beede	Gale	Kelsey	Patton	Snyder, R A
Bradley	Gardiner, R	Kittell	Phillips	Stevens
Brennan	Gardner, C J	Knipp	Phipps	Stewart
Burnett	Gleason	Larzelere	Platt	Streifler
Cain	Graham	Lewis, M E	Post	Sullivan, T P
Conger	Griffith	Lewis, T D	Poth	Swift
Cook	Guider	Litchard	Prince	Trainor

Costello	Halpin	Maher	Remsen	Tripp
Cotton	Harburger	Marson	Rierdon	Waite
Darrison	Harris	Martin	Roberts	Walrath
De Graw	Hasenflug	McCreary	Roche	West
Delaney, J T	Hatch	McEwan	Rogers	Wilson
Demarest	Hawkins	McInerney	Rowe	Wissel
Doughty	Herrick	McKeown	Ryttenberg	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 703) entitled "An act to authorize the New York Connecting Railroad Company, to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same." (Rec. No. 361), having been announced for a second reading,

On motion of Mr. Allds, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1206) entitled "An act to amend chapter 106 of the Laws of 1891, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, and to provide for transferring moneys from one village fund to another" (Rec. No. 333.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Herrick	Metcalfe	Sanders
Ahern	Dusinbery	Hill	Metzler	Sands
Allds	Ellis	Holsten	Miller	Sawyer

Apgar	Everett	Honeck	Minton	Scanlon
Axtell	Fallows	Hyman, A Z	Morgan	Sharkey
Babcock	Farrell	Irwin	Morris	Slater
Baker	Fish	Johnson	O'Connell	Sloane
Barnes	Fitzger'ld JB	Juengst	O'Connor	Smith, A R
Baum	Fitzger'ld JJ	Kelley, E E	Patton	Smith, J E
Bedell	Fordyce	Kelly, G T	Phillips	Smith, J L
Beede	Fowler	Kelsey	Phipps	Smith J T
Bradley	Galbraith	Kittell	Platt	Stevens
Brennan	Gale	Knipp	Post	Stewart
Bryan	Gardiner, R	Larzelere	Poth	Streifler
Burnett	Gardner, C J	Lewis, M E	Price	Sullivan, T P
Cohn	Geoghan	Lewis, T D	Prince	Sullivan, W J
Conger	Graham	Litchard	Remsen	Swift
Cook	Green	Maher	Rierdon	Trainor
Costello	Guider	Marson	Roberts	Tripp
Cotton	Hallock	Martin	Roche	Waite
Coughtry	Halpin	McCreary	Rodenbeck	Weekes
Darrison	Harris	McEwan	Rogers	Wheeler
De Graw	Hasenflug	McInerney	Rowe	Wilson
Delaney, J T	Hatch	McKeown	Russell	Wissel
Demarest	Hawkins	McMillan	Ryttenberg	Witter
Dillon	Henry	Meister	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1314) entitled "An act to amend the Agricultural Law, relating to the sale of skim-milk in Albany county" (Rec. No. 288). Said bill having been announced for a second reading,

Mr. McCreary moved to amend as follows:

Page 2, line 5, by striking out the word "county," and inserting in place thereof the word "city."

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. McCreary, and it was determined in the affirmative.

{ AYES 63 }
 { NOES 23 }

Those who voted in the affirmative, were

Adams	Cotton	Green	Lewis, M E	Smith, J L
Ahern	Davis	Griffith	Litchard	Snyder, R A
Allds	De Graw	Harris	McCreary	Snyder, T
Apgar	Doughty	Hatch	Metzler	Stevens
Axtell	Dusinbery	Henry	Morgan	Swift
Bobcock	Ellis	Holsten	Plank	Treat
Bedell	Everett	Honeck	Platt	Tripp
Beede	Fallows	Johnson	Post	Waite
Burnett	Fancher	Kelley, E E	Price	West
Conger	Fowler	Kelsey	Remsen	Wheeler
Cook	Galbraith	Kittell	Sands	Wilson
Cooley	Gardiner, R	Knipp	Sawyer	Witter
Costello	Gardner, C J	Larzelere		

Those who voted in the negative, were

Cain	Fitzger'd JB	McInerney	Prince	Sharkey
Dillon	Fitzger'd JJ	McKeown	Sage	Smith, J E
Egan	Gale	O'Connell	Sanders	Sullivan, T P
Farrell	Kelly, G T	Phipps	Scanlon	Trainor
Fiske	Maher	Poth		

Said bill was then read the second time.

On motion of Mr. G. T. Kelly, said bill was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 1172) entitled "An act to provide for the publication and distribution of the Forest, Fish and Game Law, as amended" (Rec. No. 257).

On motion of Axtell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Meister	Sawyer
Ahern	Dusinberry	Henry	Metcalfe	Scanlon
Allds	Ellis	Herrick	Metzler	Sharkey
Apgar	Everett	Hill	Miller	Siems
Axtell	Fallows	Hitchcock	Minton	Slater
Babcock	Fancher	Holsten	Morgan	Sloane
Baker	Farrell	Honeck	Morris	Smith, A R
Barnes	Fish	Hyman, A	Z O'Connell	Smith, J E
Baum	Fiske	Hyman, S F	O'Connor	Smith, J L
Bedell	Fitzger'd J B	Irwin	Patton	Smith, J T
Beede	Fitzger'd J J	Johnson	Phillips	Snyder, R A
Bradley	Fordyce	Juengst	Phipps	Snyder, T
Brennan	Fowler	Kelley, E E	Plank	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Striefler
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan, W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Coughtry	Griffith	Marson	Rogers	Walrath
Darrison	Guider	Martin	Rowe	Weekes
Davis	Hallock	McCreary	Russell	West
De Graw	Halpin	McEwan	Ryttenberg	Wheeler
Delaney, J T	Harburger	McInerney	Sage	Wilson
Delaney, W F	Harris	McKeown	Sanders	Wissel
Demarest	Hasenflug	McMillan	Sands	Witter
Dillon	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. De Graw in the Chair.

Mr. Speaker announced the special order, being the Senate bill (No. 1362) entitled "An act to amend chapter 689 of the Laws of 1892, entitled 'An act in relation to banking corporations,' as to the voluntary dissolution of banks" (Rec. No. 337). \

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 89 }
 { NOES 24 }

Those who voted in the affirmative, were

Adams	De Graw	Hawkins	Metzler	Slater
Allds	Doughty	Henry	Miller	Smith, A R
Apgar	Dusinbery	Hill	Morgan	Smith, J L
Axtell	Ellis	Hitchcock	Patton	Smith, J T
Babcock	Everett	Holsten	Phipps	Snyder, R A
Bedell	Fallows	Irwin	Plank	Snyder, T
Beede	Fancher	Johnson	Platt	Stevens
Brennan	Fish	Kelley E E	Post	Swift
Bryan	Fordyce	Kelsey	Price	Treat
Burnett	Fowler	Kittell	Remsen	Tripp
Conger	Galbraith	Knipp	Roberts	Waite
Cook	Gardiner, R	Larzelere	Rodenbeck	Walrath
Cooley	Gleason	Lewis, M E	Rogers	Weekes
Costello	Graham	Lewis, T D	Rowe	West
Cotton	Griffith	Litchard	Russell	Wheeler
Coughtry	Hallock	Marson	Sanders	Wilson
Darrison	Harris	McCreary	Sands	Witter
Davis	Hatch	McMillan	Sawyer	

Those who voted in the negative, were

Baum	Guider	Maher	Prince	Scanlon
Dillon	Harburger	Minton	Rierdon	Siems
Fiske	Herrick	O'Connor	Roche	Sloane
Gale	Juengst	Phillips	Ryttenberg	Wissel
Green	Kelly, G T	Poth	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 557) entitled "An act to amend section 137 of chapter 909 of the Laws of 1896, being the Election Law, relating to transmission

of statements of county boards to Secretary of State and municipal assembly" (Rec. No. 199.)

On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalf	Sawyer
Ahern	Dusinbery	Henry	Metzler	Scanlon
Allds	Egan	Herrick	Miller	Sharkey
Apgar	Ellis	Hill	Minton	Siems
Axtell	Everett	Hitchcock	Morgan	Slater
Babcock	Fallows	Holsten	Morris	Sloane
Baker	Fancher	Honeck	O'Connell	Smith A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith, J T
Beede	Fitzger'd, J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Coughtry	Griffith	Marson	Rogers	Walrath
Darrison	Guider	Martin	Rowe	Weekes
Davis	Hallock	McCreary	Russell	West
De Graw	Halpin	McEwan	Ryttenberg	Wheeler
Delaney, J T	Harburger	McInerney	Sage	Wilson
Delaney, W F	Harris	McKeown	Sanders	Wissel
Demarest	Hasenflug	McMillan	Sands	Witter
Dillon	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 730) entitled "An act to amend the State Finance Law, relating to payments to State Treasurer by State hospitals for the insane, and making an appropriation to reimburse such State hospitals for payments so made" (Rec. No. 376).

On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalf	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A	Z O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd	J B Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd	J J Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifer
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp

Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wissel
Delaney, W F	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1068) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the claim of Anna Smith against the State, for injuries alleged to have been sustained in front of the capitol building on State street in the city of Albany, New York, in the month of May, 1899, and to render judgment therefor" (Rec. No. 289).

On motion of Mr. G. T. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allde	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A	ZO'Connor	Smith, J L

Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker resumed the Chair.

Mr. Speaker announced the special order, being the Senate bill (No. 1434) entitled "An act to amend the Agricultural Law, in relation to State fairs" (Rec. No. 402).

On motion of Mr. Litchard, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority if all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	100	}
{	NOES	9	}

Those who voted in the affirmative, were

Adams	Delaney, W F	Green	Kelley, E E	Post
Ahern	Demarest	Griffith	Kelly, G T	Poth
Apgar	Dillon	Guider	Kittell	Price
Axtell	Doughty	Hallock	Knipp	Remsen
Babcock	Dusinbery	Halpin	Larzelere	Roberts
Baker	Ellis	Harburger	Lewis, M E	Rogers
Baum	Everett	Harris	Lewis, T D	Sands
Bedell	Fallows	Hasenflug	Litchard	Siems
Beede	Fish	Hatch	Maher	Snyder, R A
Brennan	Fiske	Hawkins	Marson	Snyder, T
Bryan	Fitzger'd J B	Henry	Martin	Stevens
Burnett	Fitzger'd J J	Herrick	McCreary	Streifler
Conger	Fordyce	Hill	McEwan	Sullivan, T P
Cook	Fowler	Hitchcock	McMillan	Sullivan, W J
Cooley	Galbraith	Holsten	Metzler	Swift
Costello	Gardiner, R	Honeck	Miller	Tripp
Cotton	Gardner, C J	Hyman, S F	Morgan	Waite
Darrison	Geoghan	Irwin	O'Connor	Walrath
De Graw	Gleason	Johnson	Patton	Weekes
Delaney, J T	Graham	Juengst	Platt	Witter

Those who voted in the negative, were

Allds	Coughtry	Fancher	Rodenbeck	Wheeler
Barnes	Davis	Kelsey	Slater	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order being the bill (No. 2437) entitled "An act to enable the commissioner of public safety of the city of Albany, to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department" (Int. No. 1375).

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sanders
Ahern	Dusinbery	Henry	Metcalfe	Sawyer
Allds	Egan	Herrick	Metzler	Scanlon
Apgar	Ellis	Hill	Miller	Sharkey
Axtell	Everett	Holsten	Minton	Slater
Babcock	Fancher	Hyman, A Z	Morgan	Sloane
Baker	Farrell	Hyman, S F	O'Connell	Smith, A R
Baum	Fish	Irwin	O'Connor	Smith, J E
Bedell	Fiske	Johnson	Patton	Smith, J T
Beede	Fitzger'd J J	Kelley, E E	Phipps	Snyder, R A
Bradley	Fordyce	Kelly, G T	Plank	Snyder, T
Bryan	Frisbie	Kelsey	Platt	Stevens
Conger	Galbraith	Kittell	Post	Streifler
Cook	Gale	Knipp	Poth	Sullivan W J
Cooley	Gardiner, R	Larzelere	Price	Swift
Costello	Gardner, C J	Lewis, M E	Prince	Trainor
Coughtry	Geoghan	Lewis, T D	Rierdon	Tripp
Darrison	Gleason	Maher	Roberts	Waite
Davis	Green	Marson	Roche	Weekes
De Graw	Griffith	Martin	Rogers	West
Delaney, J T	Hallock	McCreary	Rowe	Wheeler
Delaney, W F	Halpin	McInerney	Russell	Wissel
Demarest	Harburger	McKeown	Sage	Witter
Dillon	Hasenflug			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2413) entitled "An act to amend chapter 617 of the Laws of 1868, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' and to amend chapter 127 of the Laws of 1887 amendatory thereof, with respect to the manner of electing trustees." (Int. No. 870.)

Said bill having been announced for a third reading,
Mr. Rogers moved to amend said bill as follows:

Page 3, line 1, strike out all after the word "year" and insert the words "nineteen hundred;"

Same page, line two strike out the words "eighty-seven."

Same page, line 11, strike out the words "no member" and insert the word "member."

Mr. Trainor moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 46 }
{ NOES 58 }

Those who voted in the affirmative, were

Adams	Ellis	Harburger	O'Connell	Sanders
Ahern	Fiske	Henry	Plank	Scanlon
Axtell	Fowler	Irwin	Post	Sloane
Barnes	Galbraith	Johnson	Prince	Snyder R A
Brennan	Graham	Kelley, E E	Rierdon	Stevens
Cooley	Green	Lewis, M E	Roberts	Trainor
Darrison	Griffith	Lewis, T D	Rodenbeck	Waite
Dillon	Halpin	Marson	Rowe	West
Dusinbery	Hallock	Metzler	Russell	Wilson
Egan				

Those who voted in the negative, were

Baum	Gardner, C J	Knipp	Poth	Smith, A R
Bedell	Guider	Larzelere	Price	Smith, J T
Burnett	Harris	Litchard	Remsen	Snyder, T
Costello	Hasenflug	McEwan	Rogers	Stewart
Coughtry	Hatch	McInerney	Ryttenberg	Streifler
Delaney, W F	Hawkins	Miller	Sage	Sullivan, W J
Demarest	Herrick	Minton	Sands	Swift
Everett	Hitchcock	Morgan	Sawyer	Tripp
Fallows	Holsten	Morris	Sharkey	Walrath
Fancher	Honeck	O'Connor	Siems	Wheeler
Fitzgerald, J J	Kelly, G T	Phillips	Slater	Wissel
Gardiner, R	Kelsey	Platt		

Mr. Speaker put the question whether the House would agree to said motion of Mr. Rogers, and it was decided in the affirmative.

Said bill, as amended, then read the second time.

On motion of Mr. West, said bill was ordered reprinted and placed on the order of third reading, and referred to the committee on revision.

Mr. Speaker announced the special order, being the Senate bill (No. 1300) entitled "An act to amend sections 1 and 2 of chapter 440 of the Laws of 1896, entitled 'An act to facilitate the identification of criminals.'" (Rec. No. 382.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalf	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd JB	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rogers	Walrath

Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney, J T	Halpin	McEwan	Sage	Wilson
Delaney W F	Harburger	McInerney	Sanders	Wissel
Demarest	Harris	McKeown	Sands	Witter
Dillon	Hasenflug	McMillan		

In the negative,
Rodenbeck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 2193, Senate reprint No. 1476) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 1551), with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 5, after the word "appropriations" insert the words "which several amounts are hereby appropriated out of any moneys in the treasury not otherwise appropriated."

Page 2, line 12, after the word "binding" insert a comma.

Page 3, line 4, strike out the words "is hereby appropriated" and all of line 5.

Page 4, line 23, strike out the words "New York."

Same page, line 24, strike out the word "state."

Same page, line 25, strike out the word "that" and insert the word "the."

Page 5, line 1, after the word "ninety-nine" strike out the word "as" and insert the word "which."

Same page, after line 3 insert the following:

"For the trial justices who attend a term or part of the supreme court, except in the counties of New York and Kings, outside the county in which he resides, for actual necessary traveling and other expenses incurred by them in the performance of their duties not exceeding one thousand dollars each in any one year, the sum of twenty-five thousand dollars, to be paid after due audit by the comptroller.

"For the balance of the salary of the librarian of the appellate division in the fourth judicial department, from April first nineteen hundred to September thirtieth nineteen hundred, seven hundred dollars; and for the balance of his salary for the fiscal year commencing October first nineteen hundred, fourteen hun-

dred dollars as provided by chapter two hundred and fifty-eight of the laws of nineteen hundred.

"For compensation of confidential clerks to the justices of the supreme court designated to the appellate division of the second department, eight thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter one hundred fifty-one of the laws of nineteen hundred."

Same page, line 9, strike out the word "five" and insert the word "four."

Same page, line 12, strike out the word "eighteen" and insert the word "nineteen."

Same page, same line, strike out the words "and ninety-nine."

Same page, line 15, strike out the word "five" and insert the word "four."

Page 6, line 10, strike out the word "compensations" and insert the word "compensation."

Same page, line 21, after the word "payment" insert the words "in full."

Same page, line 25, change comma to period and insert the words "no part of this appropriation shall be available until discharges of all such claims are presented within the amount of this appropriation."

Page 7, line 3, strike out the words "the comptroller" and insert the word "him."

Same page, line 6, strike out the word "this" and insert the word "his."

Same page, line 11, change comma to period after the word "necessary," also strike out the word "and" and capitalize the word "all."

Page 8, line 2, strike out the words "people of the" and insert the words "of New York."

Same page, line 21, strike out the words "of compensation."

Page 9, line 17, strike out the word "twenty-nine" and insert the word "ninety-nine."

Same page, after line 24, insert the following:

"For the comptroller to supply the deficiency in the appropriation provided by chapter six hundred fifty-four of the laws of eighteen hundred and ninety-nine to be paid upon the filing of the proper vouchers in accordance with the provisions of that statute, to be paid to the following persons the following sums, or so much thereof as may be necessary: Amos J. Bush, three hundred thirty-seven dollars and fifty cents; Andrew J. Simmonds, three hundred twenty-two dollars; William B. Stevens, three hundred twenty-two dollars; Nelson A. Moss, three hundred twenty dollars; Henry P. Dailey, six hundred and forty-two dollars."

Page 10, line 15, strike out the word "ten" and insert the word "sixteen."

Same page, after line 27, insert the following:

"For the comptroller for furnishing and refitting his office with steel filing cases for the safe keeping of the statistics, documents and records of his office, the sum of fifteen thousand dollars, or so much thereof as may be necessary, such work to be done on plans and specifications of the state architect. None of this appropriation shall be available until after contracts have been let therefor to the lowest responsible bidder and a satisfactory bond for the completion of the same has been approved by and filed with the comptroller."

Page 11, line 15, strike out the word "to" and insert the word "of."

Page 12, strike out all of lines 13 to 26 inclusive.

Page 13, strike out all of lines 1 to 3 inclusive, and 12 to 15 inclusive.

Same page, line 24, strike out the word "fifteen" and insert the word "twenty."

Page 14, line 6, after the word "disbursements" insert the words "of employees."

Same page, line 13, strike out the words "et cetera" and insert the words "and supplies."

Same page, line 14, change period to comma, and add the words "or so much thereof as may be necessary."

Page 15, line 2, strike out the word "one" and insert the word "two."

Same page, strike out all of lines 17 to 26 inclusive.

Page 16, after line 25 insert the following:

"For the superintendent of public works the sum of two thousand dollars, or so much thereof as may be necessary for the purpose of repairing and strengthening the westerly side of the wall heretofore constructed by the state to protect the channel or waterway through which water is discharged from Skaneateles lake for the uses of the Erie canal by constructing a substantial wall of masonry along and upon the said wall, together with a suitable roadway thereon, beginning on the south side of Genesee street in Skaneateles village and extending to the end of such wall. All work required to be done shall be in accordance with plans and specifications to be furnished by the state engineer and surveyor.

"The sum of two thousand nine hundred dollars, or so much thereof as may be necessary is hereby appropriated for the purpose of raising the embankments and cleaning and changing the channel of that portion of Limestone creek which lies within the village of Fayetteville, town of Manlius, county of Onondaga, and

extends from a point known and designated as 'The Old Bowery ruins' northerly to connect the same with the embankments constructed by the state in the year eighteen hundred and ninety-nine, the money so appropriated to be expended by and under the direction of the superintendent of public works in accordance with plans and specifications and estimates to be furnished and approved by the state engineer and surveyor."

Page 17, strike out all of lines 1 to 12 inclusive, and insert the following:

"For the commissioners of water power of Black river for deficiency incurred in maintaining a state dam and gatekeeper's lodge on Beaver river, two hundred sixteen dollars and ninety cents, to be expended under the supervision of the superintendent of public works.

"For ordinary repairs and maintaining the state dams on Beaver river and the Fulton chain, one thousand dollars."

Same page, line 20, strike out the word "five" and insert the word "ten."

Page 19, strike out all after line 22, and insert the following:

"For the superintendent of public works for work and material on the capitol necessary for the ventilation thereof, to be expended pursuant to plans made by the state architect and subject to his approval, six thousand dollars, or so much thereof as may be necessary.

"For the superintendent of public works for the improvement of the Shinnecock canal, thirty thousand dollars, or so much thereof as may be necessary."

Page 20, line 3, after the word "of" insert the word "Alleghany."

Same page, line 20, strike out the word "patching."

Page 21, line 8, strike out the words "canvas or asbestos" and after the word "covering" insert the words "approved by the state architect."

Same page, line 14, after the word "architect" insert the words "and on plans approved by him."

Same page, strike out all of lines 23 to 26 inclusive.

Page 22, line 1, strike out the words "the" and "of."

Same page, strike out all of lines 7 and 8.

Same page, line 17, strike out the words "and ten."

Page 23, strike out all of lines 1 to 17 inclusive.

Page 24, line 3, change period to comma after the word "necessary" and add the words "said sum to be expended on plans to be approved by the state architect. For account of the insurance department of the state of New York for disbursements in the matter of the people of the state of New York

against Edward V. Loew and others, one hundred eighty-nine dollars and forty cents."

Same page, line 23, after the word "services" insert the word "and."

Page 25, line 13, strike out the word "for" and insert the words "and of."

Same page, line 20, strike out the words "Fisheries, game and" and after the word "forest" insert the words "fish and game."

Same page, line 21, strike out the words "fisheries, game and" and after the word "forest" insert the words "fish and game."

Page 26, strike out all of line 7.

Same page, line 11, strike out the word "fish."

Same page, line 12, strike out the words "eries, game and" and after the word "forest" insert the words "fish and game."

Same page, strike out all of lines 12 to 24 inclusive, and insert the following:

"For the forest, fish and game commission to meet the increase in salary of the chief protector from March first to September thirtieth, nineteen hundred, two hundred ninety-one dollars and sixty-two cents, and for the fiscal year beginning October first nineteen hundred, five hundred dollars.

"The sum of one thousand dollars appropriated by chapter six hundred and six of the laws of eighteen hundred and ninety-eight for counsel fees incurred by the forest commission of the state, and the members thereof in defending the action of George C. Sherman against the Adirondack Railway Company and others, is hereby reappropriated for the same purpose, to be paid upon the audit of the forest, fish and game commission.

"The sum of three thousand two hundred sixty dollars and sixty-one cents being the unexpended balance of ten thousand dollars, appropriated by chapter six hundred and six of the laws of eighteen hundred and ninety-eight, for the commissioners of fisheries, game and forest, for docks and improvements upon state lands in the state reservation on the Saint Lawrence river, is hereby reappropriated for the same purpose to the forest, fish and game commission."

Page 27, line 7, after the word "pairs" insert the word "in."

Same page, after line 9, insert the following:

"To the commissioner of excise for the salary of the deputy excise commissioner at Rochester for the balance of the present fiscal year, six hundred and seventy dollars, or so much thereof as may be necessary; for his expenses and the expenses of his office, two hundred dollars, or so much thereof as may be necessary; and for his salary for the fiscal year beginning October first nineteen hundred, two thousand dollars, and for his expenses and the expenses of his office, five hundred dollars."

Page 29, strike out lines 5 to 10, inclusive.

Same page, line 11, strike out the word "mistress" and after the word "of" insert the words "the late."

Same page, line 12, strike out the word "late."

Same page, strike out all of lines 15 to 18, inclusive.

Same page, same line, strike out all after line 23 and insert

"THE STATE BOARD OF HEALTH

"For the State Board of Health for furnishing and refitting their offices with steel cases for the safe keeping of the vital statistics records, the sum of ten thousand dollars, or so much thereof as may be necessary; such work to be done on plans and specifications of the state architect. None of this appropriation shall be available until after contracts have been let therefor to the lowest responsible bidder, and a satisfactory bond for the completion of the same has been approved by, and filed with the comptroller.

"For the State Board of Health for deficiency in appropriation for salary of the official stenographer to attend the board meetings the sum of two hundred dollars."

Page 30, strike out lines 1-3, inclusive.

Same page, after line 30, insert the words: "To Cornell University for the state veterinary college, ten thousand dollars."

Page 31, after line 13, insert the words "For the maintenance of the library of the Appellate Division and the trial terms of the Supreme Court in the first judicial department, two thousand dollars, or so much thereof as may be necessary."

Same page, after line 23, insert the words "For the third judicial library at Kingston for law books and insurance premiums, six hundred two dollars and fifty cents."

Page 32, line 1, strike out the word "one" and insert the word "three."

Same page, line 6, strike out the word "one" and insert the word "three."

Same page, line 9, strike out the word "one" and insert the word "three."

Page 34, after line 25, insert

"STATE BOARD OF CHARITIES.

For the State Board of Charities, the sum, of two thousand five hundred dollars or so much thereof as may be necessary to reimburse the maintenance account of said board for expenses incurred in conducting the investigation requested by the Governor into the administration of the New York Soldiers and Sailors' Home, and to pay the further expenses of such investigation."

Page 36, line 19, after the word "of" insert the words "twelve thousand sets of."

Same page, lines 25 and 26, strike out the words "out of any money appropriated for legislative printing."

Page 37, line 5, after the word "items" strike out down to and including "overtime" on line 11.

Page 39, strike out after line 20 and insert the following:

"SYRACUSE INSTITUTION FOR FEEBLE-MINDED CHILDREN.

"For the Syracuse Institution for Feeble-minded Children, for improving and reconstructing the plumbing and drainage system throughout the institution, twelve hundred and fifty dollars, or so much thereof as may be necessary; for the erection of a building and connecting corridor for general bath house, six thousand five hundred eighty-seven dollars; for plumbing, drainage and steam fitting for the bath house, two thousand eight hundred dollars; for new floors and steel ceilings in various parts of the buildings, one thousand dollars."

Page 40, line 9, after the word "system" insert comma and strike out the words "for gymnasium, sixteen hundred dollars for."

Same page, line 10, strike out the word "seventeen" and insert the word "nineteen."

Same page, line 11, after the word "hundred" insert the word "fifty" and after the word "dollars" strike out down to and including line 13, and insert in lieu thereof the words "or so much thereof as may be necessary."

Page 41, strike out lines 1-4, inclusive and insert the following:

"SOLDIERS AN SAILORS' HOME.

"For the Soldiers' and Sailors' Home at Bath, for furniture, carpets and other belongings for the house of the commandant, two thousand dollars, or so much thereof as may be necessary."

Same page, line 23, change period to comma, and add the words "or so much thereof as may be necessary."

Page 42, after line 4, insert the following:

"For fire escapes on 'A' building and apparatus connected therewith, one thousand eight hundred dollars; for one ten-ton wagon scale, one hundred and seventy-five dollars, or so much thereof as may be necessary."

Same page, line 26, strike out the words "its receipts by the."

Page 43, line 1, strike out the words "Matteawan State Hospital and" and insert the word "funds;" strike out the word "funds" and insert the word "moneys."

Same page, line 4, strike out the word "may" and insert the word "shall."

Same page, strike out lines 6-21, inclusive, and insert the words "For the board of managers of the Western House of Refuge for Women at Albion, for house for teamster, one thousand two hundred dollars; cement walks, five hundred dollars; extra repairs and general equipment, one thousand dollars."

"STATE INDUSTRIAL SCHOOL.

"For heaters at the state industrial school at Rochester, one thousand dollars, or so much thereof as may be necessary.

"For cement walks at the state industrial school at Rochester, nine hundred and twenty-two dollars and seventy-five cents, being the unexpended balance of an appropriation therefor made by chapter seven hundred and ninety of the laws of eighteen hundred and ninety-seven.

"COMMISSIONERS OF QUARANTINE.

"For the Quarantine Commissioners for the salaries of employes heretofore paid by the health officer at Hoffman and Swinburn Islands, including the salary of the secretary, ten thousand seven hundred dollars, or so much thereof as may be necessary; for maintenance, fourteen thousand three hundred dollars, or so much thereof as may be necessary.

"For the health officer of the port of New York for defraying the expenses of the laboratory and quarantine station, seven thousand three hundred dollars, or so much thereof as may be necessary."

Page 44, line 3, strike out the words "Gettysburg and Chattanooga Monuments Commissions" and insert the words "The New York Commissioners for the Battlefields of Gettysburg and Chattanooga."

Same page, strike out lines 22-26, inclusive, and insert the words "For the armory commission for repairs and betterments to the Forty-third Separate Company armory at Olean, ten thousand two hundred and seventy-seven dollars and fifty-five cents."

Page 45, strike out lines 1-7, inclusive.

Page 46, strike out lines 1-15, inclusive.

Same page, line 24, after the word "and" insert the words "to be."

Same page, line 27, change period to comma and add the words "or so much thereof as may be necessary, the same to be audited by the comptroller."

"For John E. McCormick for expenses in expert engineering on steam heating, ventilating and power plants for the several

state buildings, under the direction of the state architect, one hundred eighteen dollars and eighty-six cents, to be paid on the certificate of the state architect.

"For the widow of the late George H. Birchall, chief of the bureau of canal affairs in the state comptroller's office, for salary of her deceased husband, who served the state for thirty-three years, the sum of twenty-eight hundred dollars.

"For Clarence F. Birdseye, as counsel to James T. Anyon, one of the board of examiners for certified public accountants appointed by the board of regents for services in the proceedings before the Attorney-General in connection with petition of Frank Broaker for leave to bring action in the name of the People of the State of New York against James T. Anyon and in the action of the People of the State of New York on the relation of Frank Broaker against said Anyon to decide the right of said Anyon to act as one of the board of examiners for certified public accountants, five hundred dollars.

"To the E. G. Bernard Company for refund of taxes paid from November first eighteen hundred ninety-three to October thirty-first eighteen hundred ninety-seven, one hundred and eight dollars.

"To the clerk of the appellate division at Rochester for a typewriter machine, one hundred and twenty-five dollars, or so much thereof as may be necessary."

Page 47, strike out lines 1-5, inclusive.

Same page, after line 12, change period to comma and add the words "and the medical faculty of said department of said University shall report to the next legislature its expenditures and the results achieved under this and all former appropriations for this purpose."

Same page, strike out lines 13-26, inclusive, and insert the following

"For the purchase by the state of the premises in Poughkeepsie occupied as the executive mansion by Governor George Clinton, the sum of five thousand dollars, or so much thereof as may be necessary, title to be approved by the Attorney-General.

"For necessary repairs of the Grant Cottage on Mount McGregor for the care and improvement of the grounds surrounding the same, and for repairs of the driveway leading thereto, the sum of one hundred and fifty dollars, or so much thereof as may be necessary.

"For Mrs. Charles S. Hoyt, widow of the late Doctor Charles S. Hoyt, who served the state faithfully for thirty-two years, during thirty of which he was secretary of the state board of charities, and who died December thirteenth, eighteen hundred ninety-eight, while superintendent of state and alien poor, two thousand six hundred and twenty-five dollars, an amount equal to that of his

annual compensation which would have been paid for his services to the close of the fiscal year, September thirtieth, eighteen hundred and ninety-nine had he continued to live to that date.

"For Marshal M. France for extraordinary clerical work in the office of the state board of tax commissioners, three hundred dollars."

Page 48, strike out lines 1-10, inclusive. Also lines 16-20, inclusive.

Page 49, strike out lines 16-19, inclusive, and insert the following.

"For Eugene Lamb Richards in full payment for professional services in the case of the People of the State of New York against Edward V. Loew and others, twenty-five hundred dollars.

"For the stenographer of the finance committee of the senate seven hundred dollars."

Same page, strike out lines 20-25, inclusive.

Page 50, strike out lines 1-4, inclusive.

Same page, line 8, after the word "hereafter" insert the words "to be."

Page 51, line 2, strike out the words "the comptroller" and insert the word "him."

Same page, line 19, strike out the word "judges" and insert the word "justices."

Same page, line 20, strike out the word "salary" and insert the word "salaries."

Same page, line 23, strike out the word "judges" and insert the word "justices."

Same page, after line 26 add the following:

"For compensation of confidential clerks of justices of the Supreme Court serving as associate judges of the Court of Appeals for salaries from January first nineteen hundred to October first nineteen hundred, twenty-seven hundred dollars, or so much thereof as may be necessary."

Page 54, after line 8, insert the following:

"For the superintendent of banks for the purpose of paying contingent expenses of his department, one thousand dollars."

Same page, strike out lines 16-18, inclusive.

Same page, lines 20 and 21, strike out the words "three thousand."

Page 55, line 18, after the word "traveling" insert the words "and other."

Same page, line 19, strike out the words "et cetera."

Same page, line 21, after the word "supplies" insert the word "and" and after the word "furniture" strike out the words "et cetera."

Page 56, strike out lines 1-17, inclusive, and insert the following:

"To the commissioner of agriculture the sum of six hundred and twenty-five dollars in lieu of and in full for all traveling and other expenses of himself and of the assistant commissioner located at Albany, incurred by either of them in the discharge of their official duties, payable in equal monthly installments.

"COURT OF CLAIMS

"For the necessary in expenses of the judges of the court of claims while in the discharge of their official duties between April first and October first nineteen hundred, including all expenses while attending sessions of the court, six hundred dollars.

"LAND OFFICE.

"For deficiency in appropriation for assessments and other expenses of the public lands, and for mileage and expenses of the speaker of the assembly for attendance as commissioner of the land office, and for payment of state appraisers, one thousand five hundred dollars."

Page 57, lines 16 and 17, strike out the words "as for their other expenses."

Same page, line 18, strike out the words "the amount" and insert in lieu thereof the words "or so much thereof as may be."

Page 58, line 26, change the word "houses" to "house."

Page 59, line 11, after the word "of" insert the word "the."

Same page, line 14, change the word "houses" to "house."

Same page, line 15, change the word "schools" to the word "school."

Mr. Allds moved to non-concur in said amendments, that a committee of conference be appointed thereon, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to to said motion of Mr. Allds, and it was decided in the affirmative.

Mr. Speaker announced as such committee on the part of the Assembly, Messrs. Allds, Kelsey, Costello, Barnes and Kelly.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the amendments of the Senate thereto, have appointed a committee of conference thereon, and request the appointment of a like committee on the part of the Senate.

The Senate returned the bill (No. 283, Senate reprint No. 1358) entitled "An act to appoint a commissioner of education in and

for the city of Troy, and to provide for the government and support of the public schools of said city" (Int. No. 283), with a message that they have concurred in the passage of the same, with the following amendments:

Page 7, section 11, line 6, after the word "books" strike out period and insert a comma and the words "in making such repairs and in furnishing such supplies, furniture and books, said commissioner shall be governed by, and act under, and in accordance with, the terms and provisions of section one hundred and twenty-five of chapter one hundred and eighty-two of the laws of eighteen hundred and ninety-eight, as amended by section eleven, of chapter fifty-eight of the laws of eighteen hundred and ninety-nine."

Mr. Ahern moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	90	}
{	NOES	56	}

Those who voted in the affirmative, were

Adams	Davis	Hallock	McEwan	Sawyer
Ahern	De Graw	Harris	McMillan	Slater
Allds	Delaney, J T	Hatch	Metzler	Smith, A R
Apgar	Doughty	Henry	Miller	Smith, J L
Axtell	Dusinbery	Hill	Morgan	Smith J T
Babcock	Ellis	Hitchcock	Patton	Snyder R A
Bedell	Everett	Irwin	Phipps	Snyder, T
Beede	Fallows	Johnson	Plank	Stevens
Brennan	Fancher	Kelley, E E	Platt	Swift
Bryan	Fish	Kelsey	Post	Treat
Burnett	Fordyce	Kittell	Price	Tripp
Conger	Fowler	Knipp	Remsen	Waite
Cook	Galbraith	Larzelere	Roberts	Walrath
Cooley	Gardiner, R	Lewis, M E	Rodenbeck	Weekes
Costello	Gardner, C J	Lewis, T D	Rogers	West
Cotton	Gleason	Litchard	Rowe	Wheeler
Coughtry	Graham	Marson	Russell	Wilson
Darrison	Griffith	McCreary	Sands	Witter

Those who voted in the negative, were

Barnes	Fitzger'ld J J	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A	Z O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan, W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalf	Sage	Wissel
Fitzger'ld J B				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1859, Senate reprint No. 1377) entitled "An act to reappropriate certain unexpended balances of former appropriations" (Int. No. 1414), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. The following unexpended balances of former appropriations are hereby reappropriated to the same objects and purposes as in the original appropriations, namely: The sum of thirteen thousand, eight hundred and thirty-five dollars and fifty eight cents for the construction of a lift or hoist bridge over the Erie canal, on Schuyler street, in the city of Utica, as provided in chapter four hundred and twenty-seven, laws of eighteen hundred and ninety-eight. The sum of fourteen thousand, eight hundred and three dollars and ninety-nine cents for the construction of a bridge over the Erie canal, at Main street in the village of Pittsford, as provided in chapter five hundred and four, laws of eighteen hundred and ninety-eight. The sum of forty-eight thousand and five dollars and eighty-five cents for establishing electrical communications on the canals, as provided in chapter nine hundred and forty-seven, laws of eighteen hundred and ninety-six, and chapter five hundred and fifty-two, laws of eighteen hundred and ninety-eight. The sum of seven thousand, one hundred and seventy-five dollars for bridge at Adam street, Lockport, as provided in chapter five hundred and seventy-three, laws of eighteen hundred and ninety-four, and chapter five hundred

and fifty-two, laws of eighteen hundred and ninety-eight. The sum of four thousand, eight hundred and twenty-seven dollars and sixteen cents for dredging the Cayuga and Seneca canals and for the removal of bars and other obstructions, as provided in chapter six hundred and six, laws of eighteen hundred and ninety-eight. The sum of two thousand, eight hundred and twenty dollars and twenty-nine cents for a bridge over the canal feeder at Medina, as provided in chapter six hundred and six, laws of eighteen hundred and ninety-eight. The sum of seven thousand, eight hundred and sixty-two dollars and thirty-three cents for building a bridge over the Erie canal at Erie street, in the city of Buffalo, as provided in chapter six hundred and eleven, laws of eighteen hundred and ninety-eight. The sum of nineteen thousand, nine hundred and fifty-three dollars and seventy-nine cents for the construction of a wrought iron and steel lift bridge over the Erie canal in the village of Brighton, as provided in chapter six hundred and eighteen, laws of eighteen hundred and ninety-eight. The sum of one thousand, two hundred and thirty-five dollars and eight cents for the construction of a steel bridge over the Glens Falls feeder, on Main street, in the village of Sandy Hill, as provided in chapter six hundred and twenty-three, laws of eighteen hundred and ninety-eight. The sum of one thousand, eight hundred and fifty-seven dollars and fifty cents for repairing and constructing the banks and channels of Glen creek, in the village of Watkins, as provided in chapter six hundred and twenty-four, laws of eighteen hundred and ninety-eight. The sum of eight thousand dollars for the construction of a new iron bridge, with double driveways and sidewalks, over the Erie canal at South George street, in the city of Rome, as provided in chapter six hundred and twenty-five, laws of eighteen hundred and ninety-eight. The sum of twelve thousand, two hundred and ninety-four dollars and twenty-nine cents for the construction of a lift or hoist bridge over the Erie canal at Petersboro street, in the village of Canastota, Madison county, New York, as provided in chapter six hundred and twenty-six, laws of eighteen hundred and ninety-eight. The sum of five thousand, four hundred and seventy-four dollars and ten cents for the removal and construction of a wrought iron bridge over the Erie canal, or Tonawanda creek, known as the "New Home bridge," between Pendleton and Pickard's bridge, in the counties of Erie and Niagara, as provided in chapter six hundred and thirty, laws of eighteen hundred and ninety-eight. The sum of two hundred dollars for the construction of a stone arch culvert over the state ditch, at Delaware street, in the village of Tonawanda, Erie county, New York, as provided in chapter six hundred and

thirty-two, laws of eighteen hundred and ninety-eight. The sum of four thousand thirty-nine dollars and twelve cents, for completion of bridge over the inlet of Otisco lake, in the county of Onondaga, as provided in chapter six hundred and fifteen, laws of eighteen hundred and ninety-eight. The sum of four thousand two hundred and forty dollars and ninety-four cents, for the building of a dam across the Saranac river at Saranac lake, as provided by chapter six hundred and twenty-seven, laws of eighteen hundred and ninety-eight. The sum of two thousand dollars for repairing highway along Oswegatchie river, as provided by chapter nine hundred and fifty of the laws of eighteen hundred and ninety-six, and chapter five hundred and fifty-two, laws of eighteen hundred and ninety-eight. The sum of six hundred and fifty-one dollars and seventy-seven cents for the construction of a highway and the necessary sluices upon the Tonawanda Indian reservation, as provided in chapter six hundred and six, laws of eighteen hundred and ninety-eight.

§ 2. This act shall take effect immediately.

Mr. Allds moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith J L
Bedell	Fiske	Hyman, S F	Patton	Smith J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart

Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1258, Senate reprint No. 1228) entitled "An act in relation to real property, exempt by law from taxation, and providing for the publication of lists thereof annually, by the several cities of the State" (Int. No. 949), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. The department of taxes and assessment in the city of New York, boards of assessors of the several other cities of the state, or city officers required by law to assess real property for the purpose of taxation, shall annually, on the first Monday of June in each year prepare and complete a detailed statement of all real property appearing on the assessment rolls of the several cities of which they are respectively the assessors, which statement shall show separately each piece or parcel of real estate appearing upon said assessment rolls which is for any reason exempt from taxation, the name of the owner or owners thereof, the value of said real estate, and the reason for such exemption. If any piece or parcel of real estate is exempt from taxation by virtue of any special law, such statement shall briefly refer to said special law, and show the year when it was passed and the chapter number thereof.

§ 2. After completing such detailed statement, it shall be verified by the officer or officers making it, as a full and complete

statement of all property appearing upon the assessment rolls for such city, which is exempt from taxation, and said assessors, or other officers making such statement shall forthwith post a copy of such statement and verification in a conspicuous place in the office in which said assessment rolls are made, and cause a copy thereof to be published in the official paper or papers of said city at least once each week for three successive weeks. The expense of such publication shall be a city charge and shall be audited and paid in the same manner as charges for other city notices are audited and paid.

§ 3. It shall be the duty of the assessors or officers making such detailed statements, to transmit to the state comptroller on or before the first day of July in each year a duplicate of said detailed statement and verification, and the comptroller shall tabulate said statements, and on or before the fifteenth day of January in each year, he shall certify to the governor, and to the legislature, a complete detailed tabulated statement based upon the statements so transmitted to him, of all real estate in the several cities of the state which is exempt from taxation, which shall be printed as a legislative document.

§ 4. This act shall take effect immediately.

Mr. M. E. Lewis moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McMillan	Sanders
Ahern	Doughty	Hawkins	Meister	Sands
Allds	Dusinbery	Henry	Metcalfe	Sawyer
Apgar	Egan	Hill	Metzler	Scanlon
Axtell	Ellis	Hitchcock	Miller	Sharkey
Babcock	Everett	Holsten	Minton	Slater
Baker	Fallows	Honeck	Morgan	Sloane
Barnes	Fancher	Hyman, A Z	Morris	Smith, A R
Baum	Farrell	Hyman, S F	O'Connell	Smith, J E
Bedell	Fish	Irwin	O'Connor	Smith, J L
Beede	Fiske	Johnson	Patton	Smith J T

Bradley	Fitzger'd J B	Juengst	Phillips	Snyder, R A
Brennan	Fitzger'd J J	Kelley, E E	Phipps	Snyder, T
Bryan	Fordyce	Kelly, G T	Plank	Stevens
Burnett	Fowler	Kelsey	Post	Stewart
Cain	Frisbie	Kittell	Poth	Streifler
Cohn	Galbraith	Knipp	Price	Sullivan, T P
Conger	Gale	Larzelere	Prince	Sullivan, W J
Cook	Gardiner R	Lewis, M E	Remsen	Swift
Cooley	Gardner C J	Lewis, T D	Rierdon	Trainor
Costello	Geoghan	Litchard	Roberts	Tripp
Cotton	Graham	Maher	Roche	Waite
Coughtry	Green	Marson	Rodenbeck	Walrath
Darrison	Griffith	Martin	Rogers	West
Davis	Guider	McCreary	Rowe	Wheeler
De Graw	Hallock	McEwan	Russell	Wilson
Delaney, J T	Halpin	McInerney	Ryttenberg	Wissel
Delaney W F	Harburger	McKeown	Sage	Witter
Demarest	Harris			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1831, Senate reprint No. 1361) entitled "An act to amend the Membership Corporation Law, relating to the election of directors of cemetery corporations" (Int. No. 978), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Section forty-four of chapter five hundred and fifty-nine of the laws of eighteen hundred and ninety-five, entitled, "An act relating to membership corporations, constituting chapter forty-three of the general laws," is hereby amended to read as follows:

§ 44. Directors.—The directors of a cemetery corporation shall be elected at its annual meetings, by ballot, by the persons entitled to vote thereat. If at any such meeting one-fifth of the owners of lots or plats shall not, in person or by proxy, vote thereat, the directors shall be chosen by the existing directors or a majority of them, unless such directors shall, at such meeting, be chosen by a majority of the votes of the owners of certificates of stock or indebtedness. The term of office of a director shall be three years. A vacancy in the office of a director shall be filled by appointment, by the remaining directors, until the next annual meeting, when it shall be filled by election for the un-

expired term. After the first annual meeting, no one but a lot owner shall be eligible to the office of director. The directors may change their number to either six, nine, twelve or fifteen, by signing, acknowledging and filing a supplemental certificate stating the number of directors the corporation shall thereafter have, and thereafter there shall be elected at each annual meeting, one-third of the number of directors fixed by such certificate, but the directors then in office shall continue in office until the expiration of their terms, excepting that in the county of Jefferson at any such meeting, the attendance of one-fifteenth of the owners of lots or plats will be sufficient to constitute a quorum for the election of directors.

§ 2. This act shall take effect immediately.

Mr. Bryan moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sanders
Ahern	Dusenbery	Hawkins	Meister	Sands
Allds	Egan	Henry	Metcalfe	Sawyer
Apgar	Ellis	Herriek	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Siems
Baker	Fancher	Holsten	Morgan	Sloane
Barnes	Farrell	Honeck	Morris	Smith, A R
Baum	Fish	Hyman, A Z	O'Connell	Smith, J E
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd JB	Irwin	Patton	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Phillips	Snyder, T
Brennan	Fordyce	Juengst	Phipps	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Patton	Streifer
Cain	Galbraith	Kelsey	Post	Sullivan, T P
Cohn	Gale	Kittell	Poth	Sullivan W J
Conger	Gardiner, R	Knipp	Price	Swift
Cook	Gardner, C J	Larzelere	Prince	Trainor

Cooley	Geoghan	Lewis, M E	Remsen	Treat
Costello	Gleason	Lewis, T D	Rierdon	Tripp
Cotton	Graham	Litchard	Roberts	Waite
Coughtry	Green	Maher	Roche	Walrath
Darrison	Griffith	Marson	Rodenbeck	Weekes
Davis	Guider	Martin	Rogers	West
De Graw	Hallock	McCreary	Rowe	Wheeler
Delaney, J T	Halpin	McEwan	Russell	Wilson
Delaney, W F	Harburger	McInerney	Ryttenberg	Wissel
Demarest	Harris	McKeown	Sage	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1600, Senate reprint No. 1380) entitled "An act making an appropriation to continue the promotion of sugar beet culture, in accordance with the provisions of chapter 500 of the Laws of 1897" (Int. No. 143), with a message that they have concurred in the passage of the same with the following amendment:

Page 1, line 1, strike out "seventy-five" and insert "fifty."

Mr. Rogers moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Guider	McCreary	Sands
Ahern	Demarest	Hallock	McInerney	Scanlon
Allds	Dillon	Halpin	McKeown	Sharkey
Apgar	Doughty	Harburger	McMillan	Slater
Axtell	Dusinbery	Harris	Meister	Sloane
Babcock	Egan	Hasenflug	Metcalfe	Smith, A R
Baker	Ellis	Hawkins	Metzler	Smith, J E
Barnes	Everett	Henry	Minton	Smith, J T

Baum	Fallows	Herrick	Morgan	Snyder, R A
Bedell	Fancher	Hitchcock	Morris	Snyder, T
Beede	Farrell	Holsten	O'Connell	Stevens
Bradley	Fish	Hyman A. Z	Patton	Stewart
Brennan	Fiske	Hyman, S F	Phillips	Streifler
Bryan	Fitzger'd J B	Irwin	Phipps	Sullivan, T P
Burnett	Fitzger'd J J	Johnson	Plank	Sullivan, W J
Cain	Fordyce	Juengst	Post	Swift
Cohn	Fowler	Kelley, E. E.	Poth	Trainor
Conger	Frisbie	Kelsey	Price	Tripp
Cook	Galbraith	Kittell	Remsen	Waite
Cooley	Gale	Knipp	Rierdon	Walrath
Costello	Gardiner, R	Larzelere	Roche	Weekes
Cotton	Geohan	Lewis, M E	Rodenbeck	West
Coughtry	Gleason	Lewis, T D	Rowe	Wheeler
Darrison	Graham	Litchard	Russell	Wilson
Davis	Green	Marson	Sage	Wissel
De Graw	Griffith	Martin	Sanders	Witter
Delaney J T				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Senate bill (No. 368) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to summary proceedings" (Rec. No. 103), with a message that this bill was duly passed by the Senate February 21, 1900, a majority of all the Senators elected voting in favor thereof, three-fifths being present. The bill was transmitted to the Assembly and returned by that body March first with a message that they had concurred in the passage of the same. Said bill was thereupon on March 6th transmitted to the mayor of the city of New York for a hearing, and was returned by said mayor March 21, 1900, but after a hearing thereon said bill had not been accepted by the mayor nor the city of New York. Said bill was thereupon on April 3d again passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Mr. Speaker stated the question to be "Shall this bill become a law notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 84 }
{ NOES 46 }

Those who voted in the affirmative, were

Adams	Darrison	Harris	McEwan	Sands
Ahern	Davis	Hatch	McMillan	Sawyer
Allds	De Graw	Henry	Metzler	Slater
Apgar	Doughty	Hill	Miller	Smith, A R
Axtell	Ellis	Hitchcock	Morgan	Smith J T
Babcock	Everett	Irwin	Patton	Snyder, R A
Bedell	Fallows	Johnson	Phipps	Snyder, T
Beede	Fancher	Kelley, E E	Plank	Stevens
Brennan	Fordyce	Kelsey	Platt	Swift
Bryan	Fowler	Kittell	Post	Treat
Burnett	Galbraith	Knipp	Price	Tripp
Conger	Gardiner, R	Larzalere	Remsen	Waite
Cook	Gardner C J	Lewis, M E	Roberts	West
Cooley	Gleason	Lewis, T D	Rodenbeck	Wheeler
Costello	Graham	Litchard	Rogers	Wilson
Cotton	Griffith	Marson	Rowe	Witter
Coughtry	Hallock	McCreary	Russell	

Those who voted in the negative, were

Barnes	Fitzger'd J B	Holsten	O'Connell	Sharkey
Baum	Fitzger'd J J	Honeck	O'Connor	Siems
Bradley	Gale	Hyman, A Z	Phillips	Smith, J E
Cain	Green	Juengst	Prince	Stewart
Cohn	Guider	Maher	Roche	Streifler
Delaney, W F	Halpin	McKeown	Ryttenberg	Sullivan, T P
Demarest	Harburger	Meister	Sage	Sullivan, W J
Egan	Hasenflug	Metcalfe	Sanders	Trainor
Farrell	Hawkins	Morris	Scanlon	Wissel
Fiske				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1676, Senate reprint No. 1387) entitled "An act to amend the Forest, Fish and Game Law, relative to close season and possession of deer" (Int. No. 1163), with a message that they have concurred in the passage of the same with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Sections two and four of chapter twenty of the laws of nineteen hundred, entitled "An act for the protection of the forest, fish and game of the state, constituting chapter thirty-one of the general laws," are hereby amended so as to read as follows:

§ 2. Deer, close season.—The close season for wild deer shall be from November sixteenth to [August fourteenth] August thirty-first both inclusive. No person shall take more than two deer in an open season. An owner may retake alive, deer which have escaped from his possession. Deer may be taken alive at any time by the commission to restock the state's deer parks.

§ 4. Possession of deer or venison.—Wild deer or venison shall not be possessed or sold from November twenty-first to [August fourteenth] August thirty-first both inclusive. Possession thereof from the sixteenth to the twentieth of November shall be presumptive evidence that the same was unlawfully taken by the possessor.

§ 2. This act shall take effect immediately.

Mr. Marson moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Meister	Sawyer
Ahern	Doughty	Hatch	Metcalf	Scanlon
Allds	Dusinbery	Henry	Metzler	Sharkey
Apgar	Egan	Herrick	Miller	Siems
Axtell	Ellis	Hill	Minton	Slater
Babcock	Everett	Holsten	Morgan	Sloane

Baker	Fallows	Honeck	Morris	Smith, A R
Barnes	Fancher	Hyman, A Z	O'Connell	Smith, J E
Baum	Farrell	Hyman, S F	O'Connor	Smith, J L
Bedell	Fish	Johnson	Patton	Smith, J T
Beede	Fiske	Juengst	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Kelley, E E	Plank	Snyder, T
Brennan	Fitzger'd J J	Kelly, G T	Platt	Stevens
Bryan	Fordyce	Kelsey	Post	Stewart
Burnett	Fowler	Kittell	Poth	Streifler
Cohn	Frisbie	Knipp	Price	Sullivan, T P
Conger	Galbraith	Larzelere	Prince	Sullivan, W J
Cook	Gale	Lewis, M E	Remsen	Swift
Cooley	Gardiner, R	Lewis, T D	Roberts	Trainor
Costello	Gardner, C J	Litchard	Roche	Treat
Cotton	Geoghan	Maher	Rodenbeck	Tripp
Coughtry	Graham	Marson	Rogers	Walrath
Darrison	Griffith	Martin	Russell	Weekes
Davis	Guider	McCreary	Ryttenberg	West
De Graw	Hallock	McEwan	Sage	Wheeler
Delaney, J T	Halpin	McInerney	Sanders	Wilson
Delaney, W F	Harburger	McKeown	Sands	Witter
Demarest	Harris	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1690, Senate reprint No. 1230) entitled "An act appointing a public administrator in counties wherein the office of county treasurer has been abolished" (Int. No. 1091), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. In any county, except in New York and Kings, wherein the office of county treasurer shall have been abolished, the county judge, surrogate and sheriff thereof shall within ten days after the passage of this act, appoint a public administrator of and for such county, to take office immediately and to hold for the term of five years from the first day of January succeeding his appointment, unless sooner removed for cause. The appointment must be made in writing, signed by the county judge and filed in the office of the clerk of the county. This act shall not apply to a county where provision is already made by statute for the appointment of a public administrator.

§ 2. Before entering upon the duties of his office he must take and subscribe before the county judge of the county or a justice of the supreme court the constitutional oath of office, and execute a bond with sureties in a sum fixed and to be approved by the county judge not less than two thousand dollars nor more than five thousand dollars, conditioned for the faithful discharge of all duties of his office, and that he will fully and correctly account for and pay all moneys and property that may come into his hands as such public administrator, according to law which bond must be filed with the clerk of the county.

§ 3. All provisions of law conferring jurisdiction, authority or power on a county treasurer relating to the office of public administrator in the several counties of the state, shall apply to and are conferred on the office hereby created.

§ 4. The said public administrator shall receive a salary of twelve hundred dollars per annum, payable monthly by the county in the same manner as other county charges.

§ 5. This act shall take effect immediately.

Mr. Doughty moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	McMillan	Sage
Ahern	Egan	Herrick	Meister	Sanders
Allds	Ellis	Hill	Metcalfe	Sands
Apgar	Everett	Hitchcock	Metzler	Sawyer
Axtell	Fallows	Holsten	Miller	Scanlon
Babcock	Farrell	Honeck	Minton	Sharkey
Barnes	Fish	Hyman, A Z	Morgan	Siems
Baum	Fiske	Hyman, S F	Morris	Slater
Bedell	Fitzger'd J B	Irwin	O'Connell	Sloane
Beede	Fitzger'd J J	Johnson	O'Connor	Smith, A R
Bradley	Fordyce	Juengst	Patton	Smith, J E
Bryan	Frisbie	Kelley, E E	Phillips	Smith, J L
Burnett	Galbraith	Kelly, G T	Phipps	Smith, J T
Cain	Gale	Kelsey	Plank	Snyder, R A

Cohn	Gardiner, R	Kittell	Platt	Snyder, T
Cook	Gardner, C J	Knipp	Poth	Stewart
Cooley	Geoghan	Larzelere	Price	Streifler
Costello	Gleason	Lewis, M E	Prince	Sullivan, W J
Cotton	Green	Lewis, T D	Remsen	Trainor
Coughtry	Griffith	Litchard	Rierdon	Treat
Darrison	Guider	Maher	Roberts	Waite
Davis	Hallock	Marson	Roche	Walrath
De Graw	Halpin	Martin	Rodenbeck	West
Delaney, J T	Harburger	McCreary	Rogers	Wheeler
Delaney, W F	Harris	McEwan	Rowe	Wilson
Demarest	Hasenflug	McInerney	Russell	Wissel
Dillon	Hatch	McKeown	Rytenberg	Witter
Doughty	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 295, Senate reprinte No. 1309) entitled "An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York" (Int. No. 295), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. None of the provisions of existing law shall be deemed to or shall authorize the construction, maintenance, extension or operation of any surface, elevated, steam, electric or other railway of any kind upon or through that part of Ashland place, in the eleventh ward, borough of Brooklyn, in the city of New York, lying between DeKalb avenue and Flatbush avenue, as said street and avenues are shown on the city map of said eleventh ward, unless the consent of the majority of the owners of property, in numbers and value thereof, on Ashland place between said DeKalb avenue and Flatbush avenue, be first obtained in writing, duly acknowledged as are deeds entitled to be recorded, but nothing herein shall affect consents already obtained or proceedings now pending.

§ 2. This act shall take effect immediately.

Mr. Gardner moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 130 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Ellis	Hawkins	Metzler	Sawyer
Ahern	Everett	Henry	Miller	Sharkey
Allds	Fallows	Hill	Minton	Siems
Apgar	Farrell	Hitchcock	Morgan	Slater
Axtell	Fish	Honeck	Morris	Sloane
Baker	Fiske	Hyman, S F	O'Connor	Smith, A R
Barnes	Fitzger'd J B	Johnson	Patton	Smith, J E
Baum	Fitzger'd J J	Juengst	Phillips	Smith, J L
Bedell	Fordyce	Kelley, E E	Phipps	Smith J T
Beede	Fowler	Kelly, G T	Plank	Snyder, R A
Bradley	Frisbie	Kelsey	Platt	Snyder, T
Bryan	Galbraith	Kittell	Post	Stewart
Burnett	Gale	Knipp	Poth	Streifler
Cain	Gardiner, R	Larzelere	Price	Sullivan, T P
Conger	Gardner C J	Lewis, M E	Prince	Sullivan, W J
Cook	Geoghan	Lewis, T D	Remsen	Swift
Cooley	Gleason	Litchard	Roberts	Trainor
Cotton	Graham	Maher	Roche	Tripp
Darrison	Green	Marson	Rodenbeck	Waite
Davis	Griffith	Martin	Rogers	Walrath
De Graw	Guider	McCreary	Rowe	Weekes
Delaney, J T	Hallock	McEwan	Russell	West
Delaney, W F	Halpin	McInerney	Ryttenberg	Wheeler
Dillon	Harburger	McMillan	Sage	Wilson
Doughty	Harris	Meister	Sanders	Wissel
Dusinbery	Hatch	Metcalfe	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1480, Senate reprint No. 1223) entitled "An act to authorize the fire commissioner of the city of New York to inquire into the dismissal from the fire department of Edward L. Lynch, a fireman, and in his discretion to reinstate

him " (Int. No. 958), with a message that they have concurred in the passage of the same with the following amendment:

Wherever the word " Edward " occurs insert " L. " thereafter.

Mr. Juengst moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sands
Ahern	Dusinbery	Hawkins	Metcalfe	Sawyer
Allds	Egan	Henry	Metzler	Scanlon
Apgar	Everett	Herrick	Miller	Sharkey
Axtell	Fallows	Hill	Minton	Siems
Babcock	Fancher	Hitchcock	Morgan	Slater
Baker	Farrell	Holsten	Morris	Sloane
Barnes	Fish	Honeck	O'Connell	Smith, A R
Baum	Fiske	Hyman, A	Z O'Connor	Smith, J E
Bedell	Fitzger'd J	B Irwin	Patton	Smith, J L
Beede	Fitzger'd J J	Johnson	Phillips	Smith, J T
Bradley	Fordyce	Juengst	Plank	Snyder, R A
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelsey	Post	Stewart
Burnett	Galbraith	Kittell	Peth	Streifler
Cain	Gardiner, R	Knipp	Price	Sullivan, T P
Conger	Gardner, C J	Larzelere	Prince	Sullivan, W J
Cook	Geoghan	Lewis, M E	Remsen	Swift
Cooley	Gleason	Lewis, T D	Rierdon	Trainor
Costello	Graham	Litchard	Roberts	Treat
Cotton	Green	Maher	Roche	Tripp
Coughtry	Griffith	Marson	Rodenbeck	Waite
Darrison	Guider	Martin	Rogers	Walrath
Davis	Hallock	McCreary	Rowe	Weekes
De Graw	Halpin	McEwan	Russell	West
Delaney J T	Harburger	McInerney	Ryttenberg	Wheeler
Delaney W F	Harris	McKeown	Sage	Wilson
Demarest	Hasenflug	McMillan	Sanders	Wissel
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1733, Senate reprint No. 1308) entitled "An act to amend section 65 of the Railroad Law, in regard to time for filing claims for damages to property by reason of the abolishment of grade crossings" (Int. No. 906), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. Section sixty-five of chapter five hundred and sixty-five of the laws of eighteen hundred and ninety, entitled "An act in relation to railroads, constituting chapter thirty-nine of the general laws," which was added by chapter seven hundred and fifty-four of the laws of eighteen hundred and ninety-seven, as amended by chapter five hundred and twenty of the laws of eighteen hundred and ninety-eight, is hereby amended so as to read as follows:

§ 65. Whenever, under the provisions of section sixty of this act, new railroads are constructed across existing highways, the expense of crossing above or below the grade of the highway shall be paid entirely by the railroad corporations. Whenever under the provisions of section sixty-one of this act a new street, avenue or highway is constructed across an existing railroad, the railroad corporation shall pay one-half and the municipal corporation wherein such street, avenue or highway is located, shall pay the remaining one-half of the expense of making such crossing above or below grade; and whenever a change is made as to an existing crossing in accordance with the provisions of section sixty-two of this act, fifty per centum of the expense thereof shall be borne by the railroad corporation, twenty-five per centum by the municipal corporation, and twenty-five per centum by the state. Whenever, in carrying out the provisions of sections sixty-one or sixty-two of this act, two or more lines of steam surface railroad, owned and operated by different corporations, cross a highway at a point where a change in grade is made, each corporation shall pay such proportion of fifty per centum of the expense thereof as shall be determined by the board of railroad commissioners. In carrying out the provisions of sections sixty, sixty-one and sixty-two of this act the work shall be done by the railroad corporation or corporations affected thereby, subject to the supervision of and approval of the board of railroad commissioners, and in all cases, except where the entire expense

is paid by the railroad corporation, the expense of construction shall be paid primarily by the railroad company, and the expense of acquiring additional lands, rights or easements, shall be paid primarily by the municipal corporation wherein such highway crossings are located. Plans and specifications of all changes proposed under sections sixty-one and sixty-two of this act, and an estimate of the expense thereof shall be submitted to the board of railroad commissioners for their approval before the letting of any contract. In case the work is done by contract the proposals of contractors shall be submitted to the board of railroad commissioners, and if the board shall determine that the bids are excessive it shall have the power to require the submission of new proposals. The board of railroad commissioners may employ temporarily such experts and engineers as may be necessary to properly supervise any work that may be undertaken under sections sixty, sixty-one or sixty-two of this act, the expense thereof to be paid by the comptroller upon the requisition and certificate of the said board, said expense to be included in the cost of the particular change in grade on account of which it is incurred and finally apportioned in the manner provided in this section. Upon the completion of the work and its approval by the board of railroad commissioners an accounting shall be had between the railroad corporation and the municipal corporation, of the amounts expended by each with interest, and if it shall appear that the railroad corporation or the municipal corporation have expended more than their proportion of the expense of the crossing as herein provided, a settlement shall be forthwith made in accordance with the provisions of this section. All items of expenditure shall be verified under oath, and, in case of a dispute between the railroad corporation and the municipal corporation as to the amount expended, any judge of the supreme court in the judicial district in which the municipality is situated, may appoint a referee to take testimony as to the amount expended, and the confirmation of the report of the referee shall be final. In the event of the failure or refusal of the railroad corporation to pay its proportion of the expense, the same, with interest from the date of such accounting, may be levied and assessed upon the railroad corporation and collected in the same manner that taxes and assessments are now collected by the municipal corporation within which the work is done; and in the event of the failure or refusal of the municipal corporation to pay its proportion of the expense, suit may be instituted by the railroad corporation for the collection of the same with interest from the date of such accounting, or the railroad corporation may offset such

amount with interest against any taxes levied or assessed against it or its property by such municipal corporation. The legislature shall annually appropriate out of any moneys not otherwise appropriated the sum of one hundred thousand dollars for the purpose of paying the state's proportion of the expense of a change in an existing grade crossing. If, in any year, any less sum than one hundred thousand dollars is expended by the state for the purpose aforesaid the balance remaining unexpended shall be applied to reduce the amount appropriated by the state in the next succeeding year, except that no such deduction shall be made in case there are outstanding and unadjusted obligations on account of a change in an existing grade crossing for a proportion of which the state is liable under the provisions of this section. In the event of the appropriation made by the state in any one year being insufficient to pay the state's proportion of the expense of any change that may be ordered the first payment from the appropriation of the succeeding year shall be on account of said change, and no payment shall be made on account of any subsequent change that may be ordered, nor shall any subsequent change be ordered until the obligation of the state on account of the first named change in grade has been fully discharged, unless the same shall be provided for by an additional appropriation to be made by the legislature. The state's proportion of the expense of changing any existing grade crossing shall be paid by the state treasurer on the warrant of the comptroller, to which shall be appended the certificate of the board of railroad commissioners to the effect that the work has been properly performed and a statement showing the situation of the crossing that has been changed, the total cost and the proportionate expense thereof, and the money shall be paid in whole or in part to the railroad corporation or to the municipal corporation as the board of railroad commissioners may direct, subject, however, to the rights of the respective parties as they appear from the accounting to be had as hereinbefore provided for. No claim for damages to property on account of the change or abolishment of any crossing under the provisions of this act shall be allowed unless notice of such claim is filed with the board of railroad commissioners within six months after completion of the work necessary for such change or abolishment.

§ 2. This act shall take effect immediately.

Mr. Bedell moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McKeown	Sanders
Ahern	Dillon	Harris	McMillan	Sands
Allds	Doughty	Hasenflug	Meister	Sawyer
Apgar	Dusinbery	Hawkins	Metcalfe	Scanlon
Axtell	Ellis	Herrick	Miller	Siems
Babcock	Everett	Hill	Minton	Slater
Baker	Fallows	Holsten	Morgan	Sloane
Barnes	Fancher	Hyman, A	Z Morris	Smith, J E
Bedell	Farrell	Hyman, S F	O'Connell	Smith, J L
Beede	Fish	Irwin	Patton	Smith, J T
Bradley	Fiske	Johnson	Phillips	Snyder, R A
Brennan	Fitzger'd J B	Juengst	Phipps	Snyder T
Bryan	Fitzger'd J J	Kelley, E E	Plank	Stevens
Burnett	Fordyce	Kelly, G T	Platt	Streifer
Cain	Fowler	Kelsey	Post	Sullivan, T P
Cohn	Frisbie	Kittell	Price	Sullivan, W J
Conger	Galbraith	Knipp	Prince	Trainor
Cook	Gale	Larzelere	Remsen	Treat
Costello	Gardner, C J	Lewis, M E	Rierdon	Waite
Cotton	Geoghan	Lewis, T D	Roberts	Walrath
Coughtry	Gleason	Litchard	Rodenbeck	Weekes
Darrison	Green	Marson	Rogers	Wheeler
Davis	Griffith	Martin	Rowe	Wilson
Delaney, J T	Hallock	McEwan	Rodenbeck	Wissel
Delaney, W F	Halpin	McInerney	Sage	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1826, Senate reprint No. 1327) entitled "An act to confirm certain assessments for the construction of sewers and paving and improving certain streets and avenues and portions thereof, in the city of Syracuse" (Int. No. 758), with a message that they have concurred in the passage of the same, with the following amendments:

Insert a new section as follows:

§ 3. Nothing in this act contained shall apply to or affect, in any manner, any assessment upon the lands of Woodlawn cemetery in said city.

Make section 3, section 4.

Mr. A. Z. Hyman moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McEwan	Rowe
Ahern	Dusinbery	Hasenflug	McInerney	Ryttenberg
Allds	Egan	Hatch	McKeown	Sage
Apgar	Ellis	Hawkins	McMillan	Sanders
Axtell	Everett	Henry	Meister	Sawyer
Babcock	Fallows	Herrick	Metcalfe	Scanlon
Baker	Fancher	Hill	Metzler	Siems
Barnes	Farrell	Hitchcock	Miller	Sloane
Baum	Fish	Holsten	Minton	Smith, A R
Bedell	Fiske	Honeck	Morgan	Smith J E
Beede	Fitzger'd J B	Hyman, A Z	Morris	Smith, J L
Bradley	Fitzger'd J J	Hyman, S F	O'Connell	Smith, J T
Bryan	Fordyce	Irwin	O'Connor	Snyder, R A
Burnett	Fowler	Johnson	Patton	Snyder, T
Cain	Frisbie	Juengst	Phillips	Stewart
Cohn	Galbraith	Kelley, E E	Phipps	Streifler
Conger	Gale	Kelly, G T	Plank	Sullivan, T P
Cook	Gardiner, R	Kelsey	Platt	Sullivan, W J
Costello	Gardner, C J	Kittell	Post	Trainor
Cotton	Geoghan	Knipp	Poth	Treat
Coughtry	Gleason	Larzelere	Price	Waite
Darrison	Graham	Lewis, M E	Prince	Walrath
Davis	Green	Lewis, T D	Remsen	Weekes
De Graw	Griffith	Litchard	Rierdon	West
Delaney J T	Guider	Maher	Roberts	Wheeler
Delaney W F	Hallock	Marson	Roche	Wilson
Demarest	Halpin	Martin	Rodenbeck	Wissel
Dillon	Harburger	McCreary	Rogers	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 296, Senate reprint No. 1307) entitled "An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York " (Int. No. 296), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. None of the provisions of existing law shall be deemed to or shall authorize the construction, maintenance, extension or operation of any surface, elevated, steam, electric or other railway of any kind upon or through that part of Carlton avenue, in the Twentieth and Ninth wards, borough of Brooklyn, in the city of New York, lying between Flushing avenue and Flatbush avenue, as said avenues are shown on the city map of the said Twentieth and Ninth wards, unless the consent of the said Twentieth and Ninth wards, unless the consent of the majority of the owners of property, in numbers and value thereof, on Carlton avenue between said Flushing avenue and Flatbush avenue, be first obtained in writing, duly acknowledged as are deeds entitled to be recorded, but nothing herein shall affect consents already obtained or proceedings now pending.

§ 2. This act shall take effect immediately.

Mr. Guider moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	Metcalfe	Sands
Ahern	Dillon	Hasenflug	Metzler	Sawyer
Allds	Doughty	Hawkins	Miller	Scanlon
Apgar	Dusinbery	Henry	Minton	Sharkey
Axtell	Egan	Hill	Morgan	Siems

Babcock	Ellis	Hitchcock	Morris	Slater
Baker	Everett	Honeck	O'Connell	Sloane
Barnes	Fallows	Hyman, A Z	O'Connor	Smith, A R
Baum	Fancher	Irwin	Patton	Smith, J E
Bedell	Farrell	Johnson	Phillips	Smith, J L
Beede	Fish	Juengst	Plank	Smith J T
Bradley	Fiske	Kelley, E E	Platt	Snyder, R A
Brennan	Fitzger'd JB	Kelsey	Post	Snyder, T
Bryan	Fitzgerald JJ	Kittell	Poth	Stevens
Burnett	Fordyce	Knipp	Price	Streifler
Cain	Fowler	Larzelere	Prince	Sullivan, T P
Cohn	Frisbie	Lewis, M E	Remsen	Sullivan, W J
Conger	Galbraith	Lewis, T D	Rierdon	Trainor
Cook	Gale	Litchard	Roche	Treat
Cooley	Gardiner, R	Maher	Rodenbeck	Waite
Cotton	Gardner, C J	Marson	Rogers	Weekes
Coughtry	Geoghan	Martin	Rowe	West
Darrison	Graham	McCreary	Russell	Wheeler
Davis	Green	McEwan	Ryttenberg	Wilson
De Graw	Guider	McInerney	Sage	Wissel
Delaney J T	Hallock	McKeown	Sanders	Witter
Delaney W F	Halpin	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 68, Senate reprint No. 1379) entitled "An act to appropriate money for the completion of the State armory at Schenectady, as provided by chapter 771, Laws of 1897" (Int. No. 68), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. The sum of fourteen thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated, for the purpose of completing the state armory heretofore erected in the city of Schenectady, and the comptroller is directed from time to time to pay the same, for the aforesaid purpose, out of any money in the treasury not otherwise appropriated, on the written requisition of the armory commission.

§ 2. No part of the sum appropriated shall be available for any construction, improvement or purchase unless a contract or contracts shall have first been made for the completion or purchase within the appropriation therefor, and the performance

thereof secured by a satisfactory bond approved by the comptroller.

§ 3. This act shall take effect immediately.

Mr. McMillan moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McEwan	Sage
Ahern	Doughty	Harris	McInerney	Sanders
Allds	Dusinbery	Hasenflug	McKeown	Sands
Apgar	Egan	Hatch	McMillan	Sawyer
Axtell	Ellis	Hawkins	Meister	Sharkey
Babcock	Everett	Henry	Metcalfe	Siems
Baker	Fallows	Herrick	Metzler	Slater
Barnes	Fancher	Hill	Miller	Sloane
Baum	Farrell	Hitchcock	Minton	Smith, A R
Bedell	Fish	Holsten	Morris	Smith, J E
Beede	Fiske	Honeck	O'Connell	Smith, J T
Brennan	Fitzger'd J B	Hyman, A	Z Patton	Snyder, R A
Bryan	Fitzgerald J J	Irwin	Phillips	Stevens
Burnett	Fordyce	Johnson	Phipps	Stewart
Cain	Fowler	Juengst	Plank	Streifler
Cohn	Frisbie	Kelley, E E	Platt	Sullivan, T P
Conger	Galbraith	Kelly, G T	Post	Swift
Cook	Gale	Kelsey	Poth	Trainor
Cooley	Gardiner, R	Kittell	Price	Treat
Costello	Gardner, C J	Knipp	Prince	Tripp
Cotton	Geoghan	Larzelere	Remsen	Waite
Coughtry	Gleason	Lewis, M E	Roberts	Weekes
Darrison	Graham	Lewis, T D	Roche	West
Davis	Green	Litchard	Rodenbeck	Wheeler
De Graw	Griffith	Maher	Rogers	Wilson
Delaney J T	Guider	Marson	Rowe	Wissel
Delaney, W F	Hallock	Martin	Rytenberg	Witter
Demarest	Halpin	McCreary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1669, Senate reprint No. 1264) entitled "An act to amend the Forest, Fish and Game Law, relative to taking clams and oysters about Staten Island" (Int. No. 1017), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. Section one hundred and twenty-six of chapter twenty of the laws of nineteen hundred, entitled "An act for the protection of the forests, fish and game of the state, constituting chapter thirty-one of the general laws," is hereby amended so as to read as follows:

§ 126. Clams and oysters about Staten Island.—Oysters and clams shall not be taken or disturbed between half an hour after sunset and half an hour before sunrise in the waters on the south side of Staten Island between a line extending due south from the point of the beach at Great Kills, and a line extending due southwest from Ward's Point in the town of Westfield. Devices other than rakes and tongs operated by hand only, shall not be used in taking oysters or clams from natural growth oyster beds in Arthur Kill or in Staten Island sound or in tributaries thereto, or had in possession overboard in such waters.

§ 2. This act shall take effect immediately.

Mr. Metcalf moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Sanders
Ahern	Egan	Hawkins	Metcalf	Sands
Allds	Ellis	Henry	Metzler	Sawyer
Apgar	Everett	Herrick	Miller	Scanlon

Axtell	Fallows	Hill	Minton	Siems
Babcock	Fancher	Hitchcock	Morgan	Slater
Baker	Farrell	Holsten	Morris	Sloane
Barnes	Fish	Honeck	O'Connell	Smith, A R
Baum	Fiske	Hyman, A Z	O'Connor	Smith, J E
Bedell	Fitzger'd J B	Hyman, S F	Patton	Smith, J L
Beede	Fitzger'd J J	Irwin	Phillips	Smith, J T
Bradley	Fordyce	Juengst	Phipps	Snyder, R A
Bryan	Fowler	Kelley, E E	Plank	Snyder, T
Burnett	Frisbie	Kelly, G T	Platt	Stewart
Cohn	Galbraith	Kelsey	Post	Streifler
Conger	Gale	Kittell	Poth	Sullivan, W J
Cook	Gardiner, R	Knipp	Price	Swift
Cooley	Gardner C J	Larzelere	Prince	Trainor
Costello	Geoghan	Lewis, M E	Remsen	Treat
Cotton	Gleason	Lewis, T D	Rierdon	Tripp
Coughtry	Graham	Litchard	Roberts	Waite
Darrison	Green	Maher	Roche	Walrath
Davis	Griffith	Marson	Rodenbeck	Weekes
De Graw	Guider	Martin	Rogers	West
Delaney, J T	Hallock	McCreary	Rowe	Wheeler
Delaney, W F	Halpin	McEwan	Russell	Wilson
Demarest	Harburger	McInerney	Ryttenberg	Wissel
Dillon	Harris	McMillan	Sage	Witter
Doughty	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1440, Senate reprint No. 1217) entitled "An act to amend section 2 of chapter 255 of the Laws of 1892, relating to contracts for lighting in towns in the county of Nassau" (Int. No. 352), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Section two of chapter two hundred and fifty-five of the laws of eighteen hundred and ninety-two, entitled "An act to authorize the several towns of this state to establish lamp or lighting districts outside the limits of any incorporated village or villages therein, and to provide for the lighting of public buildings, streets, avenues, highways, and public places in said districts," as amended by chapter seventy-nine of the laws of eighteen hundred and ninety-three, as amended by chapter six hun-

dred and sixty-nine of the laws of eighteen hundred and ninety-eight and chapter four hundred and ninety-two of the laws of eighteen hundred and ninety-nine, is hereby further amended so as to read as follows:

§ 2. No such contract shall be made unless a petition for such lighting, signed by a majority of the taxpayers of such lamp or lighting district shall be filed with the town clerk of said town thirty days before the contract is made, but in the county of Nassau no such contract shall be made unless the petition for such lighting signed by a majority of the resident taxpayers in such lamp or lighting district, unless it be a renewal or extension of such a contract.

§ 3. This act shall take effect immediately.

Mr. Doughty moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 141 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	McKeown	Sands
Ahern	Egan	Hatch	McMillan	Sawyer
Allds	Ellis	Henry	Meister	Scanlon
Apgar	Everett	Herrick	Metcalfe	Sharkey
Axtell	Fallows	Hill	Metzler	Siems
Babcock	Fancher	Hitchcock	Miller	Slater
Baker	Farrell	Holsten	Minton	Sloane
Barnes	Fish	Honeck	Morgan	Smith, A R
Baum	Fiske	Hyman, A Z	Morris	Smith, J E
Bedell	Fitzger'd JB	Hyman, S F	O'Connell	Smith, J L
Beede	Fitzger'd JJ	Irwin	O'Connor	Smith, J T
Bradley	Fordyce	Johnson	Patton	Snyder, R A
Brennan	Fowler	Juengst	Phillips	Snyder, T
Bryan	Frisbie	Kelley, E E	Phipps	Stewart
Burnett	Galbraith	Kelly, G T	Plank	Streifler
Cain	Gale	Kelsey	Platt	Sullivan, T P
Cohn	Gardiner, R	Kittell	Post	Sullivan, W J
Conger	Gardner, CJ	Knipp	Poth	Swift
Cook	Geoghan	Larzelere	Price	Trainor

Cooley	Gleason	Lewis, M E	Remsen	Treat
Costello	Graham	Lewis, T D	Rierdon	Tripp
Cotton	Green	Litchard	Roberts	Waite
Coughtry	Griffith	Maher	Roche	Walrath
Davis	Guider	Marson	Rodenbeck	West
De Graw	Hallock	Martin	Rogers	Wheeler
Delaney, W F	Halpin	McCreary	Russell	Wilson
Demarest	Harburger	McEwan	Rytenberg	Wissel
Dillon	Harris	McInerney	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 979, Senate reprint No. 940) entitled "An act to amend section 1212 of chapter 378 of the Laws of 1897, known as the Greater New York charter, in relation to offensive trades in the borough of Brooklyn" (Int. No. 22), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 91 }
 { NOES 56 }

Those who voted in the affirmative, were

Adams	De Graw	Hasenflug	McEwan	Sawyer
Ahern	Delaney, J T	Hatch	McMillan	Slater
Allds	Doughty	Henry	Metzler	Smith, A R
Apgar	Dusinbery	Hill	Miller	Smith, J L
Axtell	Ellis	Hitchcock	Morgan	Smith, J T
Babcock	Everett	Irwin	Patton	Snyder, R A
Bedell	Fallows	Johnson	Phipps	Snyder, T
Beede	Fancher	Kelley, E E	Plank	Stevens
Brennan	Fish	Kelsey	Platt	Swift

Bryan	Fordyce	Kittell	Post	Treat
Burnett	Fowler	Knipp	Price	Tripp
Conger	Galbraith	Larzelere	Remsen	Waite
Cook	Gardiner, R	Lewis, M E	Roberts	Walrath
Cooley	Gardner, C J	Lewis, T D	Rodenbeck	Weekes
Costello	Gleason	Litchard	Rogers	West
Cotton	Graham	Marson	Rowe	Wheeler
Coughtry	Griffith	Martin	Russell	Wilson
Darrison	Hallock	McCreary	Sands	Witter
Davis				

Those who voted in the negative, were

Barnes	Fitzger'ld J J	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A Z	O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan, W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalf	Sage	Wissel
Fitzger'ld J B				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 769) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to audit and allow the interest on assessments to the owners and persons interested in the land assessed by said city within the lines of assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892, all in the borough of Brooklyn, city of New York" (Int. No. 284), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objections of the mayor of the city of

New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

} AYES 85 }
 } NOES 40 }

Those who voted in the affirmative, were

Adams	Darrison	Griffith	McCreary	Sands
Ahern	Davis	Hallock	McMillan	Sawyer
Allds	De Graw	Harris	Metzler	Slater
Apgar	Delaney J T	Hatch	Miller	Smith, A R
Axtell	Doughty	Henry	Morgan	Smith, J T
Babcock	Ellis	Hill	Patton	Snyder, R A
Bedell	Everett	Hitchcock	Phipps	Snyder, T
Beede	Fallows	Irwin	Plank	Stevens
Brennan	Fancher	Johnson	Platt	Swift
Bryan	Fish	Kelley, E E	Post	Treat
Burnett	Fordyce	Kelsey	Price	Tripp
Conger	Fowler	Knipp	Remsen	Waite
Cook	Galbraith	Larzelere	Roberts	Walrath
Cooley	Gardiner, R	Lewis, M E	Rodenbeck	Weekes
Costello	Gardner, C J	Lewis, T D	Rogers	Wheeler
Cotton	Gleason	Litchard	Rowe	Wilson
Coughtry	Graham	Marson	Russell	Witter

Those who voted in the negative, were

Barnes	Geoghan	Juengst	O'Connor	Siems
Baum	Harburger	Kelly, G T	Phillips	Smith, J E
Demarest	Hasenflug	Maher	Prince	Stewart
Dillon	Hawkins	McInerney	Rierdon	Streifler
Egan	Herrick	McKeown	Roche	Sullivan, T P
Farrell	Holsten	Meister	Ryttenberg	Sullivan, W J
Fitzger'ld JJ	Honeck	Morris	Sage	Trainor
Gale	Hyman, A Z	O'Connell	Sanders	Wissel

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Daniel E. Conway, mayor of the city of Troy, returning the bill (No. 2276) entitled "An act to amend an act relative to the water works department of the city of Troy, and to provide for an increased supply

of water in the said city, being chapter 576 of the Laws of 1893, as amended" (Int. No. 1515), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same, but that the common council of said city does not approve and accept said bill.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objection of the common council, the legislative body of said city of Troy thereto, the same having been duly accepted by the mayor of the city of Troy?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

} AYES 149)
} NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner C J	Larzelere	Remsen	Trainor
Cooley	Geohan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes

Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 1216) entitled "An act for the relief of the taxpayers of the Thirty-second ward of the borough of Brooklyn, in the city of New York, providing for a field survey of said ward by the said city" (Int. No. 1020), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 89 }
{ NOES 58 }

Those who voted in the affirmative, were

Adams	Delaney, J T	Hatch	McMillan	Slater
Ahern	Doughty	Henry	Metzler	Smith, A R
Allds	Dusinbery	Hill	Miller	Smith, J L
Apgar	Ellis	Hitchcock	Morgan	Smith, J T
Axtell	Everett	Irwin	Patton	Snyder, R A
Babcock	Fallows	Johnson	Phipps	Snyder, T
Bedell	Fancher	Kelley, E E	Plank	Stevens
Beede	Fish	Kelsey	Platt	Swift
Brennan	Fordyce	Kittell	Post	Treat
Bryan	Fowler	Knipp	Price	Tripp
Burnett	Galbraith	Larzelere	Remsen	Waite
Conger	Gardiner, R	Lewis, M E	Roberts	Walrath
Cook	Gardner, C J	Lewis, T D	Rodenbeck	Weekes
Costello	Gleason	Litchard	Rogers	West

Cotton	Graham	Marson	Rowe	Wheeler
Coughtry	Griffith	Martin	Russell	Wilson
Darrison	Hallock	McCreary	Sands	Witter
De Graw	Harris	McEwan	Sawyer	

Those who voted in the negative, were

Barnes	Fiske	Herrick	Minton	Sanders
Baum	Fitzger'd JB	Holsten	Morris	Scanlon
Bradley	Fitzger'd JJ	Honeck	O'Connell	Sharkey
Cain	Frisbie	Hyman, A Z	O'Connor	Siems
Cohn	Gale	Hyman, S F	Phillips	Sloane
Cooley	Geoghan	Juengst	Poth	Smith, J E
Davis	Green	Kelly, G T	Prince	Streifer
Delaney, W F	Guider	Maher	Rierdon	Sullivan, T P
Demarest	Halpin	McInerney	Roche	Sullivan, W J
Dillon	Harburger	McKeown	Ryttenberg	Trainor
Egan	Hasenflug	Meister	Sage	Wissel
Farrell	Hawkins	Metcalfe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning bill (No. 2068) entitled "An act to amend section 471 of the Greater New York charter in relation to the restriction on the power of the commissioner of water supply to contract for the supplying or selling of water for public or private use or consumption" (Int. No. 181), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 93 }
{ NOES 54 }

Those who voted in the affirmative, were

Adams	De Graw	Hatch	Metzler	Slater
Ahern	Delaney, J T	Henry	Miller	Smith, A R
Allds	Doughty	Hill	Minton	Smith, J L

Apgar	Dusinbery	Hitchcock	Morgan	Smith, J T
Axtell	Ellis	Irwin	Patton	Snyder, R A
Babcock	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Stewart
Brennan	Fish	Kittell	Post	Swift
Bryan	Fordyce	Knipp	Price	Treat
Burnett	Fowler	Larzelere	Remsen	Tripp
Conger	Galbraith	Lewis, M E	Roberts	Waite
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Walrath
Cooley	Gardner, C J	Litchard	Rogers	Weekes
Costello	Graham	Marson	Rowe	West
Cotton	Gleason	Martin	Russell	Wheeler
Coughtry	Griffith	McCreary	Sands	Wilson
Darrison	Hallock	McEwan	Sawyer	Witter
Davis	Harris	McMillan		

Those who voted in the negative, were

Barnes	Fitzger'd J B	Holsten	Morris	Scanlon
Baum	Fitzger'd J J	Honeck	O'Connell	Sharkey
Bradley	Frisbie	Hyman, A Z	O'Connor	Siems
Cain	Gale	Hyman, S F	Phillips	Sloane
Cohn	Geoghan	Juengst	Poth	Smith, J E
Delaney, W J	Green	Kelly, G T	Prince	Striefler
Demarest	Guider	Maher	Rierdon	Sullivan, T P
Dillon	Halpin	McInerney	Roche	Sullivan, W J
Egan	Hasenflug	McKeown	Ryttenberg	Trainor
Farrell	Hawkins	Meister	Sage	Wissel
Fiske	Herrick	Metcalf	Sanders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 183) entitled "An act to amend section 1528 of the Greater New York charter in relation to the printing lists of officials in the City Record" (Int. No. 183), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

} AYES 92 }
 } NOES 56 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney J. T	Henry	Metzler	Smith, A R
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D.	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzger'd J J	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A Z	O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalfe	Sage	Wissel
Fitzger'd, J B				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from the Hon. Calvin G. Sutliff, mayor of the city of Lockport, returning the bill (No. 1318, Senate

reprint No. 1012 entitled "An act to amend chapter 120 of the Laws of 1886 entitled 'An act to revise the charter of the city of Lockport' and the several acts amendatory thereof and supplemental thereto relating to municipal year, election and appointment of city officers and their term of office, the inspection of boilers, the examination and licensing of stationary engineers, city taxes and the collection thereof and providing for a public amusement fund and to repeal section 10 and 72 of said act," (Int. No. 898), with a message that said mayor does approve said bill and accept the same, and the common council of said city, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objections of the common council, the legislative body of the city of Lockport, the same having been accepted by the mayor of said city?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith, A R
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzger'd	J J Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A	Z O'Connell	Sharkey
Bradley	Gale	Hyman, S	F O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G	T Poth	Smith, J
Delaney, W	F Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T
Egan	Hasenflug	Meister	Ryttenberg	W J Sullivan
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd	J B Holsten			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 955), entitled "An act to amend the Greater New York charter, in relation to the assessment of pumping stations and buildings in the county of Nassau" (Int. No. 280), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 91 }
{ NOES 56 }

Those who voted in the affirmative, were

Adams	De Graw	Harris	McEwan	Sawyer
Ahern	Delaney, J	T Hatch	McMillan	Slater
Allds	Doughty	Henry	Metzler	Smith, A
Apgar	Dusinbery	Hill	Miller	Smith, J
Axtell	Ellis	Hitchcock	Morgan	Smith, J
Babcock	Everett	Irwin	Patton	T Snyder, R
Bedell	Fallows	Johnson	Phipps	A Snyder, T
Beede	Fancher	Kelley, E	E Plank	Stevens
Brennan	Fish	Kelsey	Platt	Swift
Bryan	Fordyce	Kittell	Post	Treat

Burnett	Fowler	Knipp	Price	Tripp
Conger	Galbraith	Larzelere	Remsen	Waite
Cook	Gardiner, R	Lewis, M E	Roberts	Walrath
Cooley	Gardner, C J	Lewis, T D	Rodenbeck	Weekes
Costello	Gleason	Litchard	Rogers	West
Cotton	Graham	Marson	Rowe	Wheeler
Coughtry	Guider	Martin	Russell	Wilson
Darrison	Hallock	McCreary	Sands	Witter
Davis				

Those who voted in the negative, were

Barnes	Fitzger'd J J	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A Z	O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan, W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalfe	Sage	Wissel
Fitzger'd J B				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A communication was received from Hon. Daniel E. Conway, mayor of the city of Troy, returning the bill (No. 1314), entitled "An act to annex to the city of Troy certain portions of the towns of North Greenbush, Brunswick and Lansingburgh, including the village of Lansingburgh, and to increase the number of wards in said city, and to make certain provisions incident thereto" (Int. No. 699), with a message that said mayor, after a public hearing thereon, does approve said bill and does accept the same, and that the common council, the legislative body of said city, after a public hearing thereon, have not approved and do not accept said bill.

Mr. Speaker stated the question to be, "Shall this bill become a law notwithstanding the objections of the common council, the legislative body of said city of Troy thereto, the same having been duly accepted by the mayor of said city?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members

in its final form at least three calendar legislative days prior to its final passage.

{ AYES 90 }
{ NOES 56 }

Those who voted in the affirmative, were

Adams	Davis	Hallock	McEwan	Sawyer
Ahern	De Graw	Harris	McMillan	Slater
Allds	Delaney, J T	Hatch	Metzler	Smith, A R
Apgar	Doughty	Henry	Miller	Smith, J L
Axtell	Dusinbery	Hill	Morgan	Smith, J T
Babcock	Ellis	Hitchcock	Patton	Snyder, R A
Bedell	Everett	Irwin	Phipps	Snyder, T
Beede	Fallows	Johnson	Plank	Stevens
Brennan	Fancher	Kelley, E E	Platt	Swift
Bryan	Fish	Kelsey	Post	Treat
Burnett	Fordyce	Kittell	Price	Tripp
Conger	Fowler	Knipp	Remsen	Waite
Cook	Galbraith	Larzelere	Roberts	Walrath
Cooley	Gardiner, R	Lewis, M E	Rodenbeck	Weekes
Costello	Gardner, C J	Lewis, T D	Rogers	West
Cotton	Gleason	Litchard	Rowe	Wheeler
Coughtry	Graham	Marson	Russell	Wilson
Darrison	Griffith	McCreary	Sands	Witter

Those who voted in the negative, were

Barnes	Fitzger'd JJ	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A Z	O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streidler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan, W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalf	Sage	Wissel

Fitzger'd JB

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Ellis offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), that the bill (No. 558, Int. No. 287) entitled "An act in relation to the public health constituting

chapter 25 of the general laws as amended by chapter 840 of the Laws of 1896, relating to the practice of veterinary medicine," be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Adams offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of the bill (No. 1694, Int. 1311) entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue, in the town of New Lots, in the county of Kings," for the purpose of transmission to the city.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Coughtry offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of the bill (No. 1487, Int. No. 1203) entitled "An act to provide for the audit and payment of certain claims against the city of Albany, and making an appropriation therefor," for the purpose of transmission to the city.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. E. E. Kelly offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of the bill (No. 2260, Int. No. 1639) entitled "An act to legalize the drawing of a grand jury by the clerk of Herkimer county for the term of Supreme Court commencing on Monday, April 2, 1900, in the village of Herkimer," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. M. E. Lewis offered for the consideration of the House, a resolution in the words following:

Resolved, That the bill (No. 1397) entitled "An act to amend chapter 481, Laws of 1897, entitled 'An act to amend the Town Law and the acts amendatory thereof, relating to the holding of town meetings,' relative to the election of town officers in certain cases" (Int. No. 704), be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Governor.

The Senate returned the bill (No. 283, Senate reprint No. 1358) entitled "An act to appoint a commissioner of education in and for the city of Troy, and to provide for the government and support of the public schools of said city" (Int. No. 283), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

The Senate returned the Senate bill (No. 907, Assembly reprint No. 2388) entitled "An act to amend chapter 112 of the Laws of 1896, entitled 'An act in relation to the traffic in liquors and for the taxation and regulation of the same, and to provide for local option, constituting chapter 29 of the general laws,' as amended by chapter 312 of the Laws of 1897, by chapter 167 of the Laws of 1898, and by chapters 398 and 434 of the Laws of 1899" (Rec. No. 201), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill (No. 1318) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport' and the several acts amendatory thereof and supplemental thereto relating to municipal year, election and appointment of city officers and their term of office, the inspection of boilers, the examination and licensing of stationary engineers, city taxes and the collection thereof and providing for a public amusement fund and to repeal sections 10 and

72 of said act " (Int. No. 898), with a message that said bill was duly passed, the President stating the question to be " Shall this bill become a law, notwithstanding the objection of the common council, the legislative body of said city of Lockport, the same having been approved by the mayor of said city?" and it was determined in the affirmative, a majority of all the senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1191) entitled "An act to extend, alter, improve and furnish the public building in the county of Kings, known as the Hall of Records, for the purpose of providing necessary additional rooms for the surrogate, register, county clerk and commissioner of records of the said county of Kings, and for the preservation and convenient examination of the records of said county by the public" (Int. No. 1006), with a message that this bill was duly passed by the Senate, the President stating the question to be " Shall his bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1128, Senate reprint No. 1181) entitled "An act to authorize the appointment of a commission to inquire into the local government of the city of New York and the charter thereof, and suggest legislation thereon" (Int. No. 180), with a message that this bill was duly passed by the Senate, the President stating the question to be " Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 704) entitled "An act providing for the opening, extending, laying out and improving of Bedford avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 120), with a message that said bill was duly passed by the Senate, the President stating the question to be " Shall this bill become a law, notwithstanding the objections of

the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 705) entitled "An act providing for the opening, laying out and improving of Remsen avenue, in the borough of Brooklyn, in the city of New York" (Int. No. 122), with a message that said bill was duly passed by the Senate, the President stating the question to be "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 2193, Senate reprint No. 1476) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 1551), with a message that the request for a committee of conference thereon had been agreed to and the President appointed Messrs. Higgins, Raines and Grady as such conference committee on behalf of the Senate.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of transmission to the city, Assembly bill (No. 1487) entitled "An act to provide for the audit and payment of certain claims against the city of Albany, and making an appropriation therefor" (Int. No. 1203), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of transmission to the city, Assembly bill (No. 1649) entitled "An act to vacate, cancel and discharge certain assessments for the grading of Atlantic avenue, in the town of New Lots, in the county of Kings" (Int. No. 1311), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from

the Governor, for the purposes of amendment, the bill (No. 2260) entitled "An act to legalize the drawing of a grand jury by the clerk of Herkimer county for the term of Supreme Court, commencing on Monday, April 2, 1900, in the village of Herkimer" (Int. No. 1639), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city, Assembly bill No. 1595, Senate reprint No. 1180, entitled "An act to amend the Election Law, in relation to payment of election expenses," (Int. No. 896.)

THEODORE ROOSEVELT.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city, Assembly bill No. 1487, entitled "An act to provide for the audit and payment of certain claims against the city of Albany, and making an appropriation therefor," (Int. No. 1203).

THEODORE ROOSEVELT.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Albany.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city, Assembly bill

No. 2060, entitled "An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to abandonment proceedings," (Int. No. 1533).

THEODORE ROOSEVELT.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the city, Assembly bill No. 2008, entitled "An act to amend chapter 277 of the Laws of 1869, entitled 'An act to incorporate the Fulton Market Fishmonger's Association of the City of New York' relative to the authority of the said corporation to renew its leases," (Int. No. 1328).

THEODORE ROOSEVELT.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 2260, entitled "An act to legalize the drawing of a grand jury by the clerk of Herkimer county for the term of Supreme Court, commencing on Monday, April 2, 1900, in the village of Herkimer," (Int. No. 1639).

THEODORE ROOSEVELT.

Also, the following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,
ALBANY, April 3, 1900.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 1257, Senate reprint No. 930, entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against James Burns, a policeman of the first grade, for reinstatement in said department." (Int. No. 932).

THEODORE ROOSEVELT.

By unanimous consent,

Mr. Morris introduced a bill entitled "An act to authorize the fire commissioner of the city of New York to inquire into the dismissal from the fire department of James H. Fath, a fireman, and in his discretion to reappoint him" (Int. No. 1732), which was read the first time.

On motion of Mr. Morris, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. M. E. Lewis introduced a bill entitled "An act to amend the Primary Election Law, relative to the time of holding primary elections in a presidential year" (Int. No. 1733), which was read the first time.

On motion of Mr. Lewis, and by unanimous consent, said bill was read the second time and ordered to a third reading, and referred to the committee on rules.

Mr. Speaker presented the annual report of the State Land Survey, which was laid upon the table and ordered printed.

(See document.)

Mr. Speaker presented the report of the Comptroller on the expenditures on the canals for the year 1899, which was laid upon the table and ordered printed.

(See document.)

On request of Mr. Knipp, the bill (No. 2445) entitled "An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds for an addition to the county house, in said county, and for the erection of district attorney's and sheriff's offices and jury rooms" (Int. No. 1717), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. West, the bill (No. 2420) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Roy and Company against the State for a balance alleged to be due it for the purchase price of certain cloths, and to render judgment therefor" (Int. No. 1702), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the bill (No. 2449) entitled "An act for the relief of William C. Green as receiver of the Merchants Bank of Lockport" (Int. No. 1722), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Snyder, the bill (No. 2446) entitled "An act authorizing the village of Ellenville in the county of Ulster to raise money by the issuing of bonds for the establishment of a gas or electric light plant for said village" (Int. No. 1718), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Slater, the Senate bill (No. 860, Assembly reprint No. 2454) entitled "An act to amend the Penal Code relative to the manufacture of gunpowder and other explosives" (Rec. No. 168), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Weekes, the bill (No. 755) entitled "An act to amend subdivision 20 of section 3343 of the Code of Civil Procedure, relative to miscellaneous general definitions and rules of construction" (Int. No. 678), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Remsen, the bill (No. 2428) entitled "An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a light-house or light-houses and a fog signal station on Hart's Island, and ceding jurisdiction over the same" (Int. No. 1710), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. J. E. Smith, the Senate bill (No. 681) entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians" (Rec. No. 238), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Martin, the Senate bill (No. 1239) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles McGinley against the State for alleged damages and expenditures, under

the Public Health Law, in relation to tuberculosis in cattle " (Rec. No. 292), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 389) entitled "An act to reappropriate an unexpended balance of an appropriation made by chapter 635 of the Laws of 1898 for increasing the depth of the Erie basin at Buffalo " (Rec. No. 341), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bryan, the Senate bill (No. 1122) entitled "An act to amend section 976 of the Code of Civil Procedure, relating to the trial of an issue of law " (Rec. No. 242), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Barnes, the Senate bill (No. 1251) entitled "An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village ' " (Rec. No. 271), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 482) entitled "An act to provide for the support and maintenance of the several State prisons " (Rec. No. 383), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. G. T. Kelly, the Senate bill (No. 1202) entitled "An act in relation to the providing of money for the support of night schools in the borough of Brooklyn, the city of New York for the year 1900 " (Rec. No. 399), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 976) entitled "An act making an appropriation for buildings, repairs and improvements at the state hospitals for the insane " (Rec. No. 189), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1229) entitled "An

act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the state of New York, and the cities and civil divisions thereof' " (Rec. No. 302), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1405) entitled "An act appointing a committee to examine into the tenement house question in cities of the first class, and to report to the next legislature, a code of tenement house laws " (Rec. No. 404), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Roche, the Senate bill (No. 1328) entitled "An act to provide for the issue of corporate stock of the city of New York, for the purpose of improving the water-front of said city by the department of docks and ferries " (Rec. No. 328), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Slater, the Senate bill (No. 1315), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Martin F. Monohan and 14 others against the state " (Rec. No. 304), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Slater, the Senate bill (No. 1212) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick M. McCarthy, a policeman, for reinstatement in said department " (Rec. No. 306), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Slater, the Senate bill (No. 1092) entitled "An act to authorize the police board of the city of New York, to inquire into the dismissal from the police force of John Guinan, a patrolman, and in its discretion to appoint him a patrolman " (Rec. No. 266), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Fallows, the Senate bill (No. 1342) entitled "An act to provide for the supply of teachers in the city of New York " (Rec. No. 351), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. T. D. Lewis, the Senate bill (No. 1298), entitled "An act authorizing the mayor of the city of Oswego to make, execute and deliver a deed of certain real estate, described in such act to the Pittsburg Oil Well Supply Company" (Rec. No. 378), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 449) entitled "An act to amend section 58 of chapter 36 of the general laws known as the Stock Corporation Law, relating to the merger of bridge corporations with certain railroad corporations" (Rec. No. 403), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Plank, the Senate bill (No. 1364) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Nash Brothers, and their successors and assigns, Nash Brothers and Company, of Ogdensburg, New York, against the State of New York, for compensation for work done and services performed and materials furnished for the State, and to render judgment therefor" (Rec. No. 367), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rodeneck, the Senate bill (No. 1370), entitled "An act to amend the Membership Corporations Law, in relation to the incorporation of membership associations of more than 5,000 members" (Rec. No. 386), was referred to the committee on rules, for the purpose of making said bill a special order on second and third reading.

On request of Mr. T. P. Sullivan, the Senate bill (No. 1261), entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Robert Clifford, John J. Sachs and Henry Foster, policemen of the first grade for reinstatement in said department" (Rec. No. 379), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Baker, the Senate bill (No. 1171), entitled "An act providing for the improvement of navigation in the Oneida river, and for the reconstruction of the piers of towing path and highway bridge at Three River Point on said river, and making an appropriation therefor" (Rec. No. 285), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Greene, the Senate bill (No. 1159) entitled "An act to authorize the extension of the funded indebtedness of the counties of New York, Kings, Queens and Richmond" (Rec. No. 281), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the Senate bill (No. 989) entitled "An act to authorize the construction of a bridge over the Erie canal at Pine and Lark streets in the city of Lockport, and making an appropriation therefor" (Rec. No. 225), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Slater, the Senate bill (No. 431) entitled "An act for the relief of certain persons who have retired from their positions as teachers in the public schools of the city of New York" (Rec. No. 148), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Slater, the Senate bill (No. 1133) entitled "An act to authorize the police commissioners of the city of New York in their discretion, to reopen the investigation of the legality of the appointment of Solomon Cohen as a member of the police department and force of the city of New York had in the year 1894; to have and make a re-investigation of the same; and to appoint, reappoint, reinstate or restore him as a patrolman in the police department and force of said city" (Rec. No. 60), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. M. E. Lewis, the Senate bill (No. 1442) entitled "An act to amend the Greater New York charter in relation to qualifications of patrolmen" (Rec. No. 408), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. M. E. Lewis, the Senate bill (No. 1425) entitled "An act to amend chapter 115, Laws 1898, entitled 'An act to provide for the improvement of public highways in relation to the powers of the State Engineer and Surveyor'" (Rec. No. 405), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fallows, the Senate bill (No. 1438) entitled

"An act to amend section 2728 of the Code of Civil Procedure, relative to executor's accounting proceeding in the Surrogate's Court" (Rec. No. 416), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On motion of Mr. Kelsey, the House adjourned, to meet tomorrow morning at 10 o'clock.

WEDNESDAY, APRIL 4, 1900.

The House met pursuant to adjournment.

No clergyman present.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds for an addition to the county house, in said county, and for the erection of district attorney's and sheriff's offices and jury rooms." (No. 2445, Int. No. 1717.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Roy & Company against the State for a balance alleged to be due it for the purchase price of certain cloths, and to render judgment therefor." (No. 2420, Int. No. 1702.)

"An act for the relief of William C. Greene, as receiver of the Merchants Bank of Lockport." (No. 2449, Int. No. 1722.)

"An act authorizing the village of Ellenville in the county of Ulster to raise money by the issuing of bonds for the establishment of a gas or electric light plant for said village." (No. 2446, Int. No. 1718.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bill, reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

“An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives.” (No. 2454, Rec. No. 168.)

Which report was agreed to, and said bill ordered made a special order on second and third reading immediately after the consideration of the special order on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same, without amendment, and that the same be made special order on third reading immediately.

“An act to amend subdivision 20 of section 3343 of the Code of Civil Procedure, relative to miscellaneous general definitions and rules of construction.” (No. 755, Int. No. 678.)

“An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a light-house or light-houses and a fog signal station on Hart’s Island, and ceding jurisdiction over the same.” (No. 2428, Int. No. 1710.)

Which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the following entitled Senate bills, reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported:

"An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians." (No. 681, Rec. No. 238.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles McGinley against the State for alleged damages and expenditures, under the Public Health Law, in relation to tuberculosis in cattle." (No. 1239, Rec. No. 292.)

"An act to reappropriate an unexpended balance of an appropriation made by chapter 635 of the Laws of 1898 for increasing the depth of the Erie basin at Buffalo." (No. 389, Rec. No. 341.)

"An act to amend section 976 of the Code of Civil Procedure, relating to the trial of an issue of law." (No. 1122, Rec. No. 242.)

"An act to amend section 10 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village.'" (No. 1251, Rec. No. 271.)

"An act to provide for the support and maintenance of the several State prisons." (No. 482, Rec. No. 383.)

"An act in relation to the providing of money for the support of night schools in the borough of Brooklyn, the city of New York, for the year 1900." (No. 1202, Rec. No. 399.)

"An act making an appropriation for buildings, repairs and improvements at the State hospitals for the insane." (No. 976, Rec. No. 189.)

"An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof.'" (No. 1229, Rec. No. 302.)

"An act appointing a committee to examine into the tenement house question in cities of the first class, and to report to the next legislature a code of tenement house laws." (No. 1405, Rec. No. 404.)

"An act to provide for the issue of corporate stock of the city of New York for the purpose of improving the water-front of said city by the department of docks and ferries." (No. 1328, Rec. No. 328.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Martin F. Monohan and 14 others against the State." (No. 1315, Rec. No. 304.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick M. McCarthy, a policeman, for reinstatement in said department." (No. 1212, Rec. No. 306.)

"An act to authorize the police board of the city of New York to inquire into the dismissal from the police force of John Guinan, a patrolman, and in its discretion to appoint him a patrolman." (No. 1092, Rec. No. 266.)

"An act to provide for the supply of teachers in the city of New York." (No. 1342, Rec. No. 351.)

"An act authorizing the mayor of the city of Oswego to make, execute and deliver a deed of certain real estate, described in such act to the Pittsburgh Oil Well Supply Company." (No. 1298, Rec. No. 378.)

"An act to amend section 58 of chapter 36 of the general laws, known as the Stock Corporation Law, relating to the merger of bridge corporations with certain railroad corporations." (No. 449, Rec. No. 403.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Nash Brothers and their successors and assigns, Nash Brothers and Company, of Ogdensburg, New York, against the State of New York, for compensation for work done and services performed and materials furnished for the State, and to render judgment therefor." (No. 1364, Rec. No. 367.)

"An act to amend the Membership Corporations Law, in relation to the incorporation of membership associations of more than 5,000 members." (No. 1370, Rec. No. 386.)

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Robert Clifford, John J. Sachs and Henry Foster, policemen of the first grade, for reinstatement in said department." (No. 1261, Rec. No. 379.)

"An act providing for the improvement of navigation in the Oneida river, and for the reconstruction of the piers of towing

path and highway bridge at Three River Point on said river, and making an appropriation therefor." (No. 1171, Rec. No. 285.)

"An act to authorize the extension of the funded indebtedness of the counties of New York, Kings, Queens and Richmond." (No. 1159, Rec. No. 281.)

"An act to authorize the construction of a bridge over the Erie canal, at Pine and Lock streets, in the city of Lockport, and making an appropriation therefor." (No. 989, Rec. No. 225.)

"An act for the relief of certain persons who have retired from their positions as teachers in the public schools of the city of New York." (No. 431, Rec. No. 148.)

Which report was agreed to and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1133) entitled "An act to authorize the police commissioners of the city of New York, in their discretion, to reopen the investigation of the legality of the appointment of Solomon Cohen as a member of the police department and force of the city of New York had in the year 1894; to have and make a reinvestigation of the same; and to appoint, reappoint, reinstate or restore him as a patrolman in the police department and force of said city" (Rec. No. 60), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to and said bill ordered made a special order on third reading immediately.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of public highways,' in relation to the powers of the State Engineer and Surveyor" (No. 1425, Rec. No. 405), which was read the first time and referred to the committee on general laws.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James P. Doyle, as administrator of the goods, chattels, credits, et cetera, of Arthur T. Doyle, deceased, against the State of New York, for damages for the death of the said Arthur T. Doyle, deceased" (No. 1400,

Rec. No. 406), which was read the first time and referred to the committee on claims.

"An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' relative to the appointment of assistants and the drawing of jurors" (No. 1415, Rec. No. 407), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Greater New York charter, in relation to qualification of patrolmen" (No. 1442, Rec. No. 408), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Agricultural Law, relative to violations thereof" (No. 1391, Rec. No. 409), which was read the first time and referred to the committee on agriculture.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Roy and Company against the State for a balance alleged to be due it for the purchase price of certain cloths, and to render judgment therefor" (No. 1397, Rec. No. 410), which was read the first time.

On motion of Mr. West, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. West, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Metcalf	Sawyer
Ahern	Egan	Hawkins	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Siems
Apgar	Everett	Hill	Minton	Slater
Axtell	Fallows	Hitchcock	Morgan	Sloane

Baker	Fancher	Honeck	Morris	Smith, A R
Barnes	Farrell	Hyman, A	Z O'Connor	Smith, J E
Baum	Fish	Irwin	Patton	Smith, J L
Bedell	Fiske	Johnson	Phillips	Smith, J T
Beede	Fitzger'd J B	Juengst	Phipps	Snyder, R A
Brennan	Fitzger'd J J	Kelley, E E	Plank	Snyder, T
Bryan	Fordyce	Kelly, G T	Platt	Stevens
Burnett	Fowler	Kelsey	Post	Stewart
Cain	Frisbie	Kittell	Poth	Streifler
Cohn	Galbraith	Knipp	Price	Sullivan T P
Conger	Gale	Larzelere	Prince	Sullivan, W J
Cook	Gardiner, R	Lewis, M E	Remsen	Swift
Costello	Gardner, C J	Lewis, T D	Rierdon	Trainor
Cotton	Geoghan	Litchard	Roberts	Tréat
Coughtry	Gleason	Maher	Roche	Tripp
Darrison	Graham	Marson	Rodenbeck	Waite
Davis	Green	Martin	Rogers	Walrath
De Graw	Griffith	McCreary	Russell	Weekes
Delaney, J T	Guider	McEwan	Ryttenberg	Wheeler
Delaney, W F	Hallock	McInerney	Sage	Wilson
Demarest	Harburger	McKeown	Sanders	Wissel
Dillon	Harris	McMillan	Sands	Witter
Doughty	Hasenflug	Meister		

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act making an appropriation for the construction of a new steel bridge over the Champlain canal, at Fulton street, in the village of Waterford, New York" (No. 217, Rec. No. 411), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 617 of the Laws of 1868, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal church of the Troy conference,' and to amend chapter 127 of the Laws of 1887 amendatory thereof" (No. 1065, Rec. No. 412), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend the Forest, Fish and Game Law, relative to fishing in Chautauqua lake" (No. 1403, Rec. No. 413), which was read the first time and referred to the committee on fisheries and game.

“An act to amend the Village Law, relative to the jurisdiction of village police justice ” (No. 1439, Rec. No. 414), which was read the first time, and referred to the committee on affairs of villages.

“An act to exempt The New York Society for the Suppression of Vice, from the operation of the Tax Law, as contained in chapter 908, section 220, of the Laws of New York, 119th session ” (No. 1005, Rec. No. 415), which was read the first time, and referred to the committee on taxation and retrenchment.

“An act to amend section 2728 of the Code of Civil Procedure, relative to executor’s accounting proceeding in the Surrogate’s Court ” (Rec. No. 416), which was read the first time, and referred to the committee on Codes.

“An act to amend section 2606 of the Code of Civil Procedure, relative to accounting by executor, etc., of deceased executor in Surrogate’s Court ” (No. 1437, Rec. No. 417), which was read the first time, and referred to the committee on codes.

“An act to amend chapter 20 of the Laws of 1900, entitled ‘An act for the protection of the forests, fish and game, constituting chapter 31 of the general laws,’ by adding thereto a section to be known as section 200a, relative to laying out private parks ” (No. 1392, Rec. No. 418), which was read the first time, and referred to the committee on fisheries and game.

“An act to amend the charter of the city of Niagara Falls in relation to the fire department ” (No. 1346, Rec. No. 419), which was read the first time, and referred to the committee on affairs of cities.

“An act for the relief of William C. Greene, as receiver of the Merchants Bank of Lockport ” (No. 1402, Rec. No. 420), which was read the first time.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Darrison, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129
NOES 00

Those who voted in the affirmative, were

Adams	Egan	Hill	Morgan	Sawyer
Ahern	Ellis	Hitchcock	Morris	Sharkey
Allds	Everett	Holsten	O'Connell	Siems
Apgar	Fallows	Honeck	O'Connor	Slater
Babcock	Fancher	Hyman, A	Z Patton	Smith, A R
Barnes	Farrell	Hyman, S	F Phillips	Smith J L
Baum	Fitzger'd	J B Irwin	Phipps	Smith, J T
Bedell	Fitzger'd	J J Johnson	Plank	Snyder, R A
Beede	Fordyce	Juengst	Platt	Snyder, T
Bradley	Fowler	Kelley, E	E Post	Stevens
Brennan	Galbraith	Kelly, G	T Poth	Stewart
Bryan	Gale	Kelsey	Price	Streifler
Burnett	Gardiner, R	Kittell	Prince	Sullivan, W J
Conger	Gardner, C	J Knipp	Remsen	Swift
Cook	Geoghan	Larzelere	Rierdon	Trainor
Cooley	Gleason	Lewis, T	D Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Martin	Rodenbeck	Waite
Coughtry	Hallock	McCreary	Rogers	Walrath
Darrison	Halpin	McEwan	Rowe	Weekes
Davis	Harburger	McInerney	Russell	Wheeler
De Graw	Harris	McMillan	Ryttenberg	Wilson
Delaney, J	T Hasenflug	Meister	Sage	Wissel
Delaney, W	F Hatch	Metzler	Sanders	Witter
Demarest	Hawkins	Miller	Sands	
Dusinbery	Henry	Minton		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act for the relief of the Evangelical Lutheran Church of Our Saviour of the city of New York, a religious corporation" (No. 888, Rec. No. 421), which was read the first time, and referred to the committee on charities and religious societies.

"An act to amend the Transportation Corporations Law, relative to the formation of corporations" (No. 1430, Rec. No. 422), which was read the first time, and referred to the committee on the judiciary.

"An act to amend chapter 529 of the Laws of 1896, entitled "An

act to revise, amend and consolidate the several acts relating to the village of Port Jervis, and to repeal certain acts and parts of acts " (No. 1411, Rec. No. 423), which was read the first time, and referred to the committee on affairs of villages.

"An act to provide for the improvement, care and protection of lands known as the 'Stony Point peninsula,' the title to which has been acquired in the name of the people of the State, and making an appropriation therefor " (No. 1409, Rec. No. 424), which was read the first time, and referred to the committee on ways and means.

"An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of William H. Meserve and Alfred W. Street against the State of New York, for damages sustained by them in consequence of the failure to pay to them the salary or salaries for services rendered " (No. 1399, Rec. No. 425), which was read the first time, and referred to the committee on claims.

"An act abolishing the office of the superintendent of the State Land Survey and repealing chapter 589 of the laws of 1895 " (No. 1444, Rec. No. 431), which was read the first time, and referred to the committee on ways and means.

"An act to enable the commissioners of the police department of the city of New York, to rehear and determine the charges against Bernard Meehan, formerly a precinct detective of the police department of said city, for reinstatement in said department " (No. 1412, Rec. No. 432), which was read the first time, and referred to the committee on affairs of cities.

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Michael Doherty, formerly a captain of the police department of said city, and to reinstate him in said department " (No. 1414, Rec. No. 433), which was read the first time and referred to the committee on affairs of cities.

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against John Hock, formerly a precinct detective of the police department of said city, and to reinstate him in said department " (No. 1413, Rec. No. 434), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Agricultural Law, and the act amenda-

tory thereof relative to the prevention of disease in fruit trees and the pests that infest the same " (No. 1245, Rec. No. 430), which was read the first time and referred to the committee on agriculture.

" An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness " (No. 429, Rec. No. 429), which was read the first time and referred to the committee on affairs of cities.

" An act to amend the Tax Law, in relation to notices of tax sales " (No. 1292, Rec. No. 428), which was read the first time and referred to the committee on taxation and retrenchment.

" An act to amend the Agricultural Law, relating to tests for ascertaining the amount of fats in milk " (No. 1291, Rec. No. 427), which was read the first time and referred to the committee on agriculture.

" An act to improve the Willinck entrance to Prospect park and to open and improve Washington place, between Washington and Flatbush avenues " (No. 1428, Rec. No. 426), which was read the first time and referred to the committee on affairs of cities.

" An act to facilitate state commerce by increasing the depth of water in the Erie basin at Buffalo, and making an appropriation therefor " (No. 225, Rec. No. 435), which was read the first time and referred to the committee on ways and means.

Mr. Speaker announced the special order, being the bill (No. 2308) entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to State charities, constituting chapter 26 of the general laws.' " (Int. No. 746.)

Said bill having been announced for a third reading,

Mr. Phillips moved to amend as follows:

Page 13, lines 14, 15 and 16, strike out the words " Nothing in this act contained shall be construed as affecting any mutual benefit or fraternal society or association " and insert in lieu thereof the following: " Nothing in this act contained shall be construed as affecting any mutual benefit or fraternal society or association or home or other institution supported by such societies and associations."

Mr. Kelsey moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Dusinbery	Hatch	McMillan	Sanders
Ahern	Egan	Hawkins	Meister	Sands
Allds	Ellis	Henry	Metcalfe	Sawyer
Axtell	Everett	Herrick	Metzler	Siems
Babcock	Fallows	Hill	Miller	Slater
Barnes	Fancher	Hitchcock	Minton	Sloane
Baum	Farrell	Holsten	Morgan	Smith, A R
Bedell	Fish	Honeck	Morris	Smith, J E
Beede	Fiske	Hyman, A	Z O'Connor	Smith, J L
Bradley	Fitzger'd J B	Hyman, S F	Patton	Smith, J T
Brennan	Fordyce	Irwin	Phillips	Snyder, R A
Bryan	Fowler	Johnson	Phipps	Snyder, T
Burnett	Frisbie	Juengst	Plank	Stevens
Cain	Galbraith	Kelley, E E	Platt	Stewart
Conger	Gale	Kelly, G T	Post	Streifler
Cook	Gardiner, R	Kelsey	Poth	Sullivan, W J
Cooley	Gardner, C J	Kittell	Price	Swift
Costello	Geoghan	Knipp	Prince	Trainor
Cotton	Gleason	Larzelere	Remsen	Treat
Coughtry	Graham	Lewis, M E	Rierdon	Tripp
Darrison	Green	Lewis, T D	Roberts	Waite
Davis	Griffith	Litchard	Rodenbeck	Walrath
De Graw	Guider	Marson	Rogers	Weekes
Delaney J T	Hallock	Martin	Rowe	West
Delaney, W F	Halpin	McCreary	Russell	Wilson
Demarest	Harburger	McEwan	Ryttenberg	Wissel
Dillon	Harris	McInerney	Sage	Witter
Doughty	Hasenflug			

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Mr. Kelsey moved that all other proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Phillips, and it was determined in the affirmative.

{ AYES 79 }
 { NOES 43 }

Those who voted in the affirmative, were

Barnes	Frisbie	Hyman, S F	O'Connell	Sawyer
Baum	Gale	Juengst	O'Connor	Scanlon
Bradley	Gardner, C J	Kittell	Patton	Siems
Cain	Geoghan	Knipp	Phillips	Sloane
Conger	Gleason	Lewis, T D	Phipps	Smith, A R
Cotton	Green	Maher	Platt	Smith, J E
Coughtry	Griffith	Marson	Post	Smith, J T
Delaney, W F	Guider	Martin	Poth	Streifler
Demarest	Hallock	McCreary	Prince	Sullivan, W J
Dillon	Halpin	McEwan	Rierdon	Swift
Egan	Harburger	McInerney	Roberts	Trainor
Ellis	Harris	Meister	Roche	Tripp
Farrell	Hasenflug	Metcalf	Rodenbeck	Waite
Fiske	Hawkins	Miller	Ryttenberg	Walrath
Fitzger'd JB	Herrick	Minton	Sanders	Wissel
Fitzger'd JJ	Honeck	Morris	Sands	

Those who voted in the negative, were

Adams	Davis	Henry	Metzler	Snyder, T
Ahern	Dusinbery	Hill	Morgan	Stevens
Allds	Everett	Hyman, A Z	Plank	Stewart
Beede	Fancher	Johnson	Rogers	Treat
Brennan	Fish	Kelley, E E	Russell	Weekes
Cook	Fowler	Kelsey	Slater	Wheeler
Cooley	Galbraith	Larzelere	Smith, J L	Wilson
Costello	Gardiner, R	Lewis, M E	Snyder, R A	Witter
Darrison	Graham	Litchard		

Said bill as amended was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2335) entitled "An act for the protection of life and property against loss or damage from the operation of steam boilers, or steam engines, or steam, wherever used for power by incompetent persons." (Int. No. 803.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 17 }
{ NOES 99 }

Those who voted in the affirmative, were

Allds	Coughtry	Fordyce	Lewis, T D	Snyder, T
Apgar	Dusinbery	Johnson	McMillan	Sullivan, W J
Bedell	Everett	Lewis, M E	Russell	Tripp
Costello	Fancher			

Those who voted in the negative, were

Adams	Demarest	Hasenflug	Miller	Scanlon
Ahern	Dillon	Hawkins	Minton	Sharkey
Axtell	Doughty	Henry	Morgan	Siems
Barnes	Egan	Hill	Morris	Slater
Baum	Ellis	Hitchcock	O'Connell	Smith, A R
Beede	Fallows	Honeck	O'Connor	Smith, J E
Bradley	Farrell	Hyman, A Z	Patton	Smith, J T
Brennan	Fiske	Hyman, S F	Phillips	Snyder R A
Bryan	Fitzger'd JB	Juengst	Phipps	Stewart
Burnett	Fitzger'd JJ	Kelley, E E	Post	Streifler
Cohn	Fowler	Kelly, G T	Poth	Swift
Conger	Gale	Kelsey	Prince	Trainor
Cook	Gardiner, R	Knipp	Rierdon	Treat
Cooley	Gardner, C J	Larzelere	Roberts	Waite
Cotton	Geoghan	Maher	Roche	Weekes
Darrison	Gleason	Martin	Rogers	Wheeler
Davis	Guider	McKeown	Rytenberg	Wilson
De Graw	Halpin	Meister	Sage	Wissel
Delaney, J T	Harburger	Metcalfe	Sanders	Witter
Delaney, W F	Harris	Metzler	Sawyer	

Mr. Speaker announced the special order, being the bill (No. 2428) entitled "An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a light-house or light-houses and a fog signal station on Hart's Island, and ceding jurisdiction over the same." (Int. No. 1710.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 114 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Davis	Gleason	Maher	Sage
Ahern	De Graw	Graham	Martin	Sanders
Allds	Delaney, W F	Griffith	McEwan	Sawyer
Apgar	Demarest	Guider	McInerney	Scanlon
Axtell	Dillon	Halpin	McMillan	Sharkey
Babcock	Doughty	Harburger	Metcalfe	Siems
Baker	Dusinbery	Harris	Metzler	Sloane
Barnes	Ellis	Hatch	Minton	Smith, A R
Baum	Everett	Hawkins	Morgan	Smith, J E
Bedell	Fallows	Herrick	Morris	Smith, J L
Beede	Fancher	Hitchcock	O'Connor	Snyder, R A
Bradley	Farrell	Holsten	Phillips	Snyder, T
Brennan	Fish	Hyman, A Z	Phipps	Stevens
Bryan	Fiske	Hyman, S F	Platt	Streidler
Burnett	Fitzger'd J B	Johnson	Post	Sullivan, W J
Cain	Fitzger'd J J	Kelley, E E	Price	Trainor
Cohn	Fordyce	Kelly, G T	Prince	Tripp
Conger	Fowler	Kelsey	Rierdon	Waite
Cook	Frisbie	Kittell	Roberts	West
Costello	Galbraith	Knipp	Rodenbeck	Wheeler
Cotton	Gale	Larzelere	Rogers	Wissel
Coughtry	Gardiner R	Lewis, T D	Rowe	Witter
Darrison	Geoghan	Litchard	Russell	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1133) entitled "An act to authorize the police commissioners of the city of New York, in their discretion, to reopen the investigation of the legality of the appointment of Solomon Cohen as a member of the police department and force of the city of New York, had in the year 1894; to have and make a re-investigation of the same; and to appoint, reappoint, reinstate or restore him as a patrolman in the police department and force of said city" (Int. No. 60), which was returned from the Senate with a message

that this bill was duly passed February 12, 1900, a majority of all the Senators elected voting in favor thereof, three-fifths being present, and was transmitted to the Assembly, and was returned by the Assembly February 22, 1900, with a message that that body had concurred in the passage of the same. Said bill was thereupon on February 23 transmitted to the mayor of the city of New York for a hearing, pursuant to the provisions of the Constitution, and was returned by said mayor March 10, 1900, with a message that said bill was not accepted by the city. Thereupon on March 12, the vote by which said bill was passed was duly reconsidered, and said bill was amended and reprinted (Senate printed number 1133), and was thereupon again duly passed, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

\ AYES 133 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Henry	Meister	Sage
Ahern	Dillon	Hill	Metcalfe	Sanders
Allds	Doughty	Hitchcock	Metzler	Sands
Apgar	Egan	Holsten	Miller	Sawyer
Axtell	Ellis	Honeck	Minton	Scanlon
Babcock	Fallows	Hyman, A Z	Morgan	Siems
Baker	Farrell	Hyman, S F	Morris	Slater
Barnes	Fish	Irwin	O'Connell	Smith, A R
Baum	Fiske	Johnson	O'Connor	Smith, J E
Bedell	Fitzger'd J B	Juengst	Patton	Smith, J L
Beede	Fordyce	Kelley, E E	Phillips	Smith J T
Bradley	Fowler	Kelly, G T	Phipps	Snyder, R A
Bryan	Frisbie	Kelsey	Piank	Snyder, T
Burnett	Galbraith	Kittell	Platt	Stevens
Cain	Gale	Knipp	Post	Stewart
Cohn	Gardner C J	Larzelere	Poth	Sullivan, T P
Conger	Gleason	Lewis, M E	Price	Sullivan, W J
Cook	Graham	Lewis, T D	Prince	Swift

Cooley	Green	Litchard	Remsen	Treat
Costello	Guider	Maher	Rierdon	Tripp
Cotton	Hallock	Marson	Roberts	Walrath
Coughtry	Halpin	Martin	Roche	West
Darrison	Harburger	McCreary	Rodenbeck	Wheeler
Davis	Harris	McEwan	Rowe	Wilson
De Graw	Hasenflug	McInerney	Russell	Wissel
Delaney, J T	Hatch	McKeown	Ryttenberg	Witter
Delaney, W F	Hawkins	McMillan		

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sawyer
Ahern	Dusinbery	Hawkins	Meister	Scanlon
Allds	Egan	Herrick	Metcalfe	Sharkey
Apgar	Ellis	Hill	Metzler	Siems
Axtell	Everett	Hitchcock	Miller	Slater
Babcock	Fallows	Holsten	Minton	Sloane
Baker	Fancher	Honeck	Morris	Smith, A R
Barnes	Farrell	Hyman, A	Z O'Connell	Smith, J E
Baum	Fish	Hyman, S F	O'Connor	Smith, J L
Bedell	Fiske	Irwin	Phillips	Smith, J T
Bradley	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Brennan	Fitzger'd J J	Juengst	Plank	Snyder, T
Bryan	Fordyce	Kelley, E E	Platt	Stevens
Burnett	Fowler	Kelly, G T	Post	Stewart
Cain	Frisbie	Kelsey	Poth	Streifler
Cohn	Galbraith	Kittell	Price	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Sullivan, W J
Cook	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Graham	Lewis, T D	Roberts	Treat
Cotton	Green	Litchard	Rodenbeck	Tripp
Coughtry	Griffith	Maher	Rogers	Waite

Darrison	Guider	Marson	Rowe	Weekes
Davis	Hallock	Martin	Russell	West
De Graw	Halpin	McCreary	Ryttenberg	Wilson
Delaney, J T	Harburger	McEwan	Sage	Wissel
Delaney W F	Harris	McInerney	Sanders	Witter
Dillon	Hasenflug	McKeown	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of the same, and that as amended have again passed the same.

Mr. Speaker announced the special order, being the Senate bill (No. 2452) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in relation to taxes." (Rec. No. 109.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McCreary	Sage
Ahern	Doughty	Harris	McEwan	Sanders
Allds	Dusinbery	Hasenflug	McKeown	Sands
Apgar	Egan	Hatch	McMillan	Sawyer
Axtell	Ellis	Henry	Meister	Scanlon
Babcock	Everett	Herrick	Metcalfe	Sharkey
Barnes	Fallows	Hill	Minton	Siems
Baum	Fancher	Hitchcock	Morgan	Sloane
Bedell	Farrell	Holsten	Morris	Smith, A R
Beede	Fish	Honeck	O'Connor	Smith, J L
Bradley	Fiske	Hyman, A Z	Patton	Smith, J T
Brennan	Fitzger'd JB	Hyman, S F	Phillips	Snyder, R A
Bryan	Fitzger'd JJ	Irwin	Phipps	Snyder, T
Burnett	Fordyce	Johnson	Platt	Stevens
Cain	Fowler	Juengst	Post	Streifler
Cohn	Galbraith	Kelley, E E	Poth	Sullivan, T P

Cook	Gale	Kelly, G T	Prince	Swift
Cooley	Gardiner, R	Kelsey	Remsen	Trainor
Costello	Gardner, C J	Kittell	Rierdon	Tripp
Cotton	Geoghan	Knipp	Roberts	Waite
Coughtry	Gleason	Larzelere	Roche	Weekes
Darrison	Graham	Lewis, M E	Rodenbeck	West
Davis	Green	Lewis, T D	Rogers	Wheeler
De Graw	Griffith	Litchard	Rowe	Wilson
Delaney, J T	Guider	Maher	Russell	Wissel
Delaney, W F	Hallock	Marson	Ryttenberg	Witter
Demarest	Halpin	Martin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2435) entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady, passed April 21, 1862, as amended by chapter 190 of the Laws of 1893 and other acts.'" (Int. No. 1714.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McMillan	Sawyer
Ahern	Doughty	Hatch	Meister	Scanlon
Allds	Dusinbery	Hawkins	Metcalfe	Sharkey
Apgar	Egan	Henry	Miller	Siems
Axtell	Ellis	Herrick	Minton	Slater
Babcock	Everett	Hill	Morgan	Sloane
Baker	Fallows	Hitchcock	Morris	Smith, A R
Barnes	Fancher	Holsten	O'Connell	Smith, J E
Baum	Farrell	Honeck	O'Connor	Smith, J L
Bedell	Fish	Hyman, A Z	Patton	Smith, J T
Beede	Fiske	Hyman, S F	Phillips	Snyder, R A

Bradley	Fitzger'd J B	Irwin	Plank	Snyder, T
Brennan	Fitzgerald J J	Johnson	Platt	Stevens
Bryan	Fordyce	Juengst	Post	Stewart
Burnett	Fowler	Kelley, E E	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Remsen	Sullivan, W J
Conger	Gardner, C J	Knipp	Rierdon	Swift
Cook	Geoghan	Larzelere	Roberts	Trainor
Cooley	Gleason	Lewis, M E	Roche	Treat
Costello	Graham	Lewis, T D	Rodenbeck	Tripp
Cotton	Green	Litchard	Rogers	Walrath
Coughtry	Griffith	Maher	Rowe	Weekes
Darrison	Guider	Marson	Russell	West
Davis	Hallock	Martin	Ryttenberg	Wheeler
De Graw	Halpin	McEwan	Sage	Wilson
Delaney J T	Harburger	McInerney	Sanders	Wissel
Delaney W F	Harris	McKeown	Sands	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 755) entitled "An act to amend subdivision 20 of section 3343 of the Code of Civil Procedure, relative to miscellaneous general definitions and rules of construction." (Int. No. 678.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 02 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Metcalfe	Sawyer
Ahern	Doughty	Henry	Metzler	Scanlon
Allds	Dusinbery	Herrick	Minton	Sharkey
Apgar	Egan	Hill	Morgan	Siems
Axtell	Ellis	Hitchcock	Morris	Slater
Babcock	Everett	Holsten	O'Connell	Sloane
Barnes	Fancher	Honeck	O'Connor	Smith A R

Baum	Farrell	Hyman, A Z	Patton	Smith, J E
Bedell	Fish	Hyman, S F	Phillips	Smith, J L
Beede	Fiske	Johnson	Phipps	Smith, J T
Bradley	Fitzger'd JB	Juengst	Plank	Snyder, T
Brennan	Fitzger'd JJ	Kelley, E E	Post	Stevens
Bryan	Fordyce	Kelly, G T	Poth	Stewart
Burnett	Fowler	Kelsey	Price	Streifler
Cain	Frisbie	Kittell	Prince	Sullivan, T P
Cohn	Galbraith	Larzelere	Remsen	Sullivan, W J
Conger	Gale	Lewis, M E	Rierdon	Swift
Cook	Gardiner, R	Lewis, T D	Roberts	Treat
Cooley	Gardner, C J	Litchard	Roche	Tripp
Costello	Geoghan	Maher	Rodenbeck	Waite
Cotton	Graham	Marson	Rogers	Walrath
Coughtry	Green	Martin	Rowe	Weekes
Darrison	Griffith	McEwan	Russell	West
Davis	Hallock	McInerney	Ryttenberg	Wheeler
De Graw	Halpin	McKeown	Sage	Wilson
Delaney, J T	Harburger	McMillan	Sanders	Wissel
Delaney, W F	Harris	Meister	Sands	Witter
Demarest	Hatch			

Those who voted in the negative, were
 Guider Knipp

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2432) entitled "An act in relation to the fees in actions of clerks of the counties of Kings, Queens, Westchester and Richmond." (Int. No. 34.)

Said bill having been announced for a second reading,

On motion of Mr. DeGraw, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2439) entitled "An act to provide for making repairs and improvements to the Skaneateles feeder of the Erie canal and making an appropriation therefor." (Int. No. 1002.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 140}
{NOES 00}

Those who voted in the affirmative, were

Adams	Doughty	Harris	McInerney	Sanders
Ahern	Dusinberry	Hasenflug	McKeown	Sands
Allds	Egan	Hatch	McMillan	Scanlon
Apgar	Ellis	Henry	Meister	Sharkey
Axtell	Everett	Herrick	Metcalfe	Siems
Babcock	Fallows	Hill	Miller	Slater
Baker	Fancher	Hitchcock	Minton	Sloane
Barnes	Farrell	Holsten	Morgan	Smith, A R
Baum	Fish	Honeck	Morris	Smith, J E
Bedell	Fiske	Hyman, A	O'Connell	Smith, J T
Beede	Fitzger'd JB	Hyman, S F	O'Connor	Snyder, R A
Bradley	Fitzger'd JJ	Irwin	Patton	Stevens
Bryan	Fordyce	Johnson	Phillips	Stewart
Burnett	Fowler	Juengst	Phipps	Streifler
Cain	Frisbie	Kelley, E E	Plank	Sullivan, T P
Cohn	Galbraith	Kelly, G T	Platt	Sullivan, W J
Conger	Gale	Kelsey	Post	Swift
Cook	Gardiner, R	Kittell	Poth	Trainor
Cooley	Gardner, C J	Knipp	Prince	Treat
Costello	Geohan	Larzelere	Remsen	Tripp
Cotton	Gleason	Lewis, M E	Rierdon	Waite
Coughtry	Graham	Lewis, T D	Roberts	Walrath
Darrison	Green	Litchard	Roche	Weekes
Davis	Griffith	Maher	Rodenbeck	West
De Graw	Guider	Marson	Rogers	Wheeler
Delaney, JT	Hallock	Martin	Rowe	Wilson
Delaney, W F	Halpin	McCreary	Russell	Wissel
Demarest	Harburger	McEwan	Sage	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2440) entitled "An act to amend chapter 909 of the Laws of 1896, entitled 'An act in relation to the elections, constituting chapter 6 of the general laws,' and acts amendatory thereof." (Int. No. 1344.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 }
 } NOES 7 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	McCreary	Ryttenberg
Ahern	Dillon	Harburger	McEwan	Sage
Allds	Doughty	Harris	McInerney	Sands
Apgar	Dusinbery	Hasenflug	McKeown	Sawyer
Axtell	Egan	Hatch	McMillan	Sharkey
Babcock	Ellis	Hawkins	Metcalfe	Siems
Baker	Everett	Henry	Metzler	Slater
Baum	Fallows	Herrick	Miller	Sloane
Bedell	Fancher	Hill	Morgan	Smith A R
Beede	Farrell	Hitchcock	Morris	Smith, J E
Bradley	Fish	Holsten	O'Connell	Smith, J L
Brennan	Fiske	Hyman, A Z	O'Connor	Smith, J T
Bryan	Fitzger'd JB	Hyman, S F	Patton	Snyder R A
Burnett	Fitzgerald JJ	Irwin	Phillips	Snyder T
Cain	Fordyce	Johnson	Phipps	Stevens
Cohn	Fowler	Juengst	Plank	Swift
Conger	Galbraith	Kelley E E	Platt	Trainor
Cook	Gale	Kelly, G T	Post	Treat
Cooley	Gardiner, R	Kelsey	Poth	Tripp
Costello	Gardner, C J	Kittell	Price	Walrath
Cotton	Geoghan	Larzelere	Prince	Weekes
Coughtry	Gleason	Lewis, M E	Remsen	West
Darrison	Graham	Lewis, T D	Rierdon	Wheeler
Davis	Green	Litchard	Roberts	Wilson
De Graw	Griffith	Maher	Rogers	Wissel
Delaney, J T	Guider	Marson	Rowe	Witter
Delaney, W F	Hallock	Martin	Russell	

Those who voted in the negative, were

Barnes	Honeck	Roche	Sanders	Sullivan T P
Frisbie	Knipp			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2441) entitled "An act to incorporate the 'American Institute of Music' in the city of New York." (Int. No. 1591.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	McKeown	Sawyer
Ahern	Everett	Henry	McMillan	Scanlon
Allds	Fallows	Herrick	Metcalfe	Siems
Apgar	Fancher	Hill	Metzler	Slater
Axtell	Farrell	Hitchcock	Miller	Sloane
Babcock	Fish	Holsten	Minton	Smith, A R
Barnes	Fiske	Honeck	Morgan	Smith, J E
Baum	Fitzger'd J B	Hyman, A Z	O'Connell	Smith, J L
Bedell	Fitzger'd J J	Hyman, S F	O'Connor	Smith J T
Beede	Fordyce	Irwin	Patton	Snyder, R A
Bradley	Fowler	Johnson	Phillips	Snyder, T
Bryan	Frisbie	Juengst	Plank	Stevens
Burnett	Galbraith	Kelley, E E	Platt	Stewart
Cain	Gale	Kelly, G T	Post	Streifler
Conger	Gardiner, R	Kelsey	Poth	Sullivan, T P
Cook	Gardner, C J	Kittell	Price	Sullivan, W J
Cooley	Geoghan	Knipp	Prince	Swift
Costello	Gleason	Larzelere	Remsen	Trainor
Cotton	Graham	Lewis, M E	Roberts	Treat
Coughtry	Green	Lewis, T D	Roche	Tripp
Darrison	Griffith	Litchard	Rodenbeck	Waite
Davis	Guider	Maher	Rogers	Weekes
Delaney, J T	Hallock	Marson	Russell	West
Delaney W F	Halpin	Martin	Ryttenberg	Wheeler
Demarest	Harburger	McCreary	Sage	Wilson
Dillon	Harris	McEwan	Sanders	Wissel
Doughty	Hasenflug	McInerney	Sands	Witter
Dusinbery	Hatch			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2442) entitled "An act to exempt the real estate of the Young

Men's Hebrew Association from taxation and assessments." (Int. No. 1664.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }
 } NOES 60 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	Metzler	Scanlon
Ahern	Dillon	Hawkins	Miller	Sharkey
Allds	Doughty	Henry	Minton	Siems
Apgar	Dusinbery	Hill	Morgan	Slater
Axtell	Egan	Hitchcock	Morris	Sloane
gabcock	Ellis	Honeck	O'Connell	Smith, A R
Baker	Everett	Hyman, S F	O'Connor	Smith, J E
Barnes	Fallows	Irwin	Patton	Smith, J L
Baum	Fancher	Juengst	Phillips	Smith, J T
Bedell	Farrell	Kelley, E E	Phipps	Snyder, R A
Beede	Fish	Kelly, G T	Plank	Snyder, T
Bradley	Fiske	Kelsey	Platt	Stevens
Brennan	Fitzger'd J B	Kittell	Post	Stewart
Bryan	Fitzger'd J J	Knipp	Poth	Streifler
Burnett	Fordyce	Larzelere	Price	Sullivan, T P
Cain	Frisbie	Lewis, M E	Prince	Sullivan, W J
Cohn	Galbraith	Lewis, T D	Remsen	Swift
Conger	Gale	Litchard	Rierdon	Trainor
Cook	Gardiner, R	Maher	Roberts	Treat
Cooley	Gardner C J	Marson	Roche	Tripp
Costello	Gleason	Martin	Rodenbeck	Waite
Cotton	Graham	McCreary	Rowe	Walrath
Coughtry	Green	McEwan	Russell	Weekes
Darrison	Griffith	McInerney	Rytenberg	West
Davis	Guider	McKeown	Sage	Wheeler
De Graw	Hallock	McMillan	Sands	Wilson
Delaney J T	Harburger	Meister	Sawyer	Witter
Delaney, W F	Harris	Metcalf		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2443) entitled "An act to amend section 2342 of the Code of Civil Procedure compelling committee to file annual account and inventory and authorizing the Supreme Court to supervise such account and inventory and compel filing of same." (Int. No. 1532.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Metzler	Sawyer
Ahern	Doughty	Hawkins	Miller	Scanlon
Allds	Dusinbery	Henry	Minton	Sharkey
Apgar	Egan	Hill	Morgan	Siems
Axtell	Ellis	Hitchcock	Morris	Slater
Babcock	Everett	Holsten	O'Connell	Sloane
Baker	Fallows	Honeck	O'Connor	Smith, A R
Barnes	Fancher	Hyman, A Z	Patton	Smith, J E
Baum	Farrell	Irwin	Phillips	Smith, J L
Bedell	Fiske	Johnson	Phipps	Smith, J T
Beede	Fitzger'd JB	Juengst	Plank	Snyder, R A
Bradley	Fitzger'd JJ	Kelley, E E	Platt	Snyder, T
Brennan	Fordyce	Kelsey	Post	Stevens
Bryan	Fowler	Kittell	Poth	Stewart
Burnett	Frisbie	Knipp	Price	Streifler
Cain	Galbraith	Larzelere	Prince	Sullivan, T P
Cohn	Gale	Lewis, M E	Remsen	Sullivan, W J
Conger	Gardiner, R	Lewis, T D	Rierdon	Swift
Cook	Gardner, C J	Litchard	Roberts	Trainor
Cooley	Geohan	Maher	Roche	Treat
Costello	Gleason	Marson	Rodenbeck	Tripp
Cotton	Graham	Martin	Rogers	Waite
Coughtry	Griffith	McCreary	Rowe	Walrath
Darrison	Guider	McEwan	Russell	Weekes
Davis	Hallock	McInerney	Ryttenberg	West
De Graw	Halpin	McKeown	Sage	Wilson
Delaney, J T	Harburger	McMillan	Sanders	Wissel
Delaney, W F	Harris	Meister	Sands	Witter
Demarest	Hasenflug	Metcalf		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2455) entitled "An act to amend the Domestic Commerce Law and the Penal Code, relative to night watchmen for hotels." (Int. No. 802.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 134 }
} NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McKeown	Scanlon
Ahern	Doughty	Hawkins	McMillan	Sharkey
Allds	Egan	Henry	Metcalfe	Siems
Apgar	Ellis	Herrick	Metzler	Slater
Axtell	Everett	Hill	Miller	Sloane
Babcock	Fallows	Hitchcock	Minton	Smith, A R
Baker	Fancher	Holsten	Morgan	Smith J E
Barnes	Farrell	Honeck	O'Connell	Smith, J L
Baum	Fish	Hyman, A Z	O'Connor	Smith J T
Bedell	Fiske	Hyman, S F	Patton	Snyder, R A
Beede	Fitzger'ld J B	Irwin	Phipps	Snyder, T
Bradley	Fitzger'ld, J J	Johnson	Plank	Stevens
Brennan	Fowler	Juengst	Platt	Stewart
Bryan	Frisbie	Kelley, E E	Post	Streifler
Burnett	Galbraith	Kelly, G T	Poth	Sullivan, T P
Cain	Gale	Kelsey	Prince	Sullivan W J
Cohn	Gardiner, R	Kittell	Remsen	Swift
Conger	Gardner, C J	Knipp	Rierdon	Treat
Cook	Geoghan	Larzelere	Roberts	Tripp
Costello	Graham	Lewis, M E	Roche	Waite
Cotton	Green	Litchard	Rogers	Weekes
Coughtry	Guider	Maher	Rowe	West
Darrison	Hallock	Marson	Russell	Wheeler
De Graw	Halpin	Martin	Rytenberg	Wilson
Delaney, J T	Harburger	McCreary	Sanders	Wissel
Delaney, W F	Harris	McEwan	Sands	Witter
Demarest	Hasenflug	McInerney	Sawyer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2019) entitled "An act to amend the Banking Law relative to securities in which deposits in savings banks may be invested." (Int. No. 1501.)

Said bill having been announced for a second reading,

Mr. Harburger moved to amend as follows:

Page 3, line 18, strike out "Central Railroad of New Jersey," Boston and Maine Railroad Company; same page, lines 18 and 19, strike out Maine Central Railroad Company; same page, line 20, strike out "The Chicago and Alton Railway Company," and insert in lieu thereof "To invest in United States bonds."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Harburger, and it was determined in the negative.

On motion of Mr. Tripp, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 54 }

Those who voted in the affirmative, were

Ahern	Doughty	Harris	McInerney	Sanders
Allds	Egan	Hasenflug	McKeown	Sands
Apgar	Ellis	Hatch	Meister	Sharkey
Axtell	Fallows	Hawkins	Metcalfe	Smith, J L
Bedell	Fancher	Hill	Metzler	Snyder, R A
Beede	Farrell	Honeck	Morgan	Streidler
Bradley	Fiske	Juengst	Morris	Sullivan, T P
Brennan	Fitzger'ld JB	Kelly, G T	O'Connell	Sullivan, W J
Burnett	Fitzger'ld JJ	Kelsey	O'Connor	Trainor
Cain	Fordyce	Kittell	Plank	Treat
Cohn	Galbraith	Knipp	Poth	Tripp
Cotton	Gale	Larzalere	Price	Walrath
Coughtry	Gardiner, R	Lewis, M E	Prince	Weekes
Darrison	Gleason	Lewis, T D	Remsen	West

De Graw	Graham	Maher	Rierdon	Wissel
Delaney, W F	Griffith	McCreary	Roche	Witter
Dillon	Guider	McEwan	Russell	

Those who voted in the negative, were

Adams	Dusinbery	Hitchcock	Minton	Sawyer
Babcock	Everett	Holsten	Patton	Scanlon
Barnes	Frisbie	Hyman, A Z	Phillips	Siems
Baum	Gardner, C J	Hyman, S F	Phipps	Slater
Bryan	Geoghan	Irwin	Platt	Smith, A R
Conger	Green	Johnson	Post	Smith J T
Cook	Hallock	Kelley, E E	Roberts	Stewart
Cooley	Halpin	Litchard	Rodenbeck	Waite
Costello	Harburger	Martin	Rogers	Wheeler
Davis	Henry	McMillan	Rowe	Wilson
Demarest	Herrick	Miller	Ryttenberg	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2446) entitled "An act authorizing the village of Ellenville in the county of Ulster to raise money by the issuing of bonds for the establishment of a gas or electric light plant for said village." (Int. No. 1718.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McMillan	Sage
Ahern	Doughty	Hawkins	Meister	Sanders
Allds	Dusinbery	Henry	Metcalfe	Sands
Apgar	Egan	Herrick	Metzler	Sawyer
Axtell	Ellis	Hill	Miller	Scanlon
Babcock	Everett	Hitchcock	Minton	Sharkey
Baker	Fancher	Holsten	Morgan	Siems
Barnes	Farrell	Honeck	Morris	Slater

Baum	Fish	Hyman, A Z	O'Connell	Sloane
Bedell	Fitzger'd J B	Hyman, S F	O'Connor	Smith, A R
Beede	Fitzger'd J J	Johnson	Patton	Smith, J E
Bradley	Fordyce	Juengst	Phillips	Smith, J L
Bryan	Fowler	Kelley, E E	Phipps	Smith, J T
Burnett	Frisbie	Kelly, G T	Plank	Snyder R A
Cain	Galbraith	Kelsey	Platt	Snyder T
Cohn	Gale	Kittell	Post	Stevens
Conger	Gardiner, R	Knipp	Poth	Stewart
Cook	Gardner, C J	Larzelere	Price	Streifler
Cooley	Geoghan	Lewis, M E	Prince	Sullivan T P
Costello	Gleason	Lewis, T D	Remsen	Sullivan, W J
Cotton	Graham	Litchard	Rierdon	Trainor
Coughtry	Green	Maher	Roberts	Waite
Darrison	Guider	Marson	Roche	Walrath
Davis	Hallock	Martin	Rodenbeck	West
De Graw	Halpin	McCreary	Rogers	Wheeler
Delaney, J T	Harburger	McEwan	Rowe	Wilson
Delaney, W F	Harris	McInerney	Russell	Wissel
Demarest	Hasenflug	McKeown	Ryttenberg	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2449) entitled "An act for the relief of William C. Greene, as receiver of the Merchants' Bank of Lockport." (Int. No. 1722.)

Said bill having been announced for a second reading.

On motion of Mr. Darrison, said bill was laid aside and ordered stricken from the calendar.

Mr. Speaker announced the special order being the bill (No. 2420) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Roy and Company against the State for a balance alleged to be due it for the purchase price of certain cloths, and to render judgment therefor." (Int. No. 1702.)

Said bill having been announced for a second reading,

On motion of Mr. West, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2445) entitled "An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds for an addition to the county house, in said county, and for the

erection of district attorney's and sheriff's offices and jury rooms." (Int. No. 1717.)

Said bill was then read the third time having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 122 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McEwan	Rytenberg
Ahern	Doughty	Harris	McInerney	Sanders
Allds	Dusinbery	Hatch	McKeown	Sawyer
Apgar	Egan	Hawkins	Meister	Scanlon
Axtell	Everett	Henry	Metcalfe	Siems
Babcock	Fallows	Herrick	Metzler	Slater
Baker	Fancher	Hitchcock	Miller	Smith, A R
Baum	Farrell	Holsten	Minton	Smith, J E
Bedell	Fish	Hyman, A Z	Morgan	Smith, J T
Beede	Fitzger'd, J B	Irwin	Morris	Snyder, R A
Bradley	Fitzger'd, J J	Johnson	O'Connell	Snyder, T
Brennan	Fordyce	Juengst	O'Connor	Stevens
Bryan	Fowler	Kelley, E E	Patton	Stewart
Burnett	Frishie	Kelly, G T	Phipps	Streifler
Cain	Galbraith	Kelsey	Platt	Sullivan, W J
Cohn	Gardiner, R	Kittel	Post	Swift
Cook	Gardner, C J	Knipp	Poth	Treat
Cooley	Geoghan	Larzelere	Price	Tripp
Costello	Gleason	Lewis, M E	Remsen	Walrath
Cotton	Graham	Lewis, T D	Rierdon	Weekes
Coughtry	Green	Litchard	Roche	West
Darrison	Griffith	Marson	Rogers	Wilson
De Graw	Guider	Martin	Rowe	Wissel
Delaney, J T	Hallock	McCreary	Russell	Witter
Delaney, W F	Halpin			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order being the Senate bill (No. 860, Assembly reprint No. 2454) entitled "An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives." (Rec. No. 168.)

Said bill having been announced for a second reading,

Mr. McKeown moved to amend as follows:

Page 2, line 3, strike out the word "except."

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was decided in the negative.

Mr. Dillon raised the point of order that said bill is not properly printed to comply with rule 9.

Mr. Speaker decided the point of order not well taken.

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Farrell	Hitchcock	Minton	Scanlon
Ahern	Fish	Holsten	Morgan	Sharkey
Allds	Fiske	Honeck	O'Connell	Slater
Axtell	Fitzger'd J B	Hyman, A Z	O'Connor	Sloane
Babcock	Fitzger'd J J	Hyman, S F	Patton	Smith, A R
Bedell	Fordyce	Irwin	Phillips	Smith, J E
Beede	Fowler	Johnson	Phipps	Smith, J L
Brennan	Galbraith	Juengst	Plank	Smith, J T
Conger	Gale	Kelley, E E	Post	Snyder, R A
Cook	Gardiner, R	Kelsey	Poth	Snyder, T
Cooley	Gardner, C J	Kittell	Price	Stevens
Costello	Geoghan	Knipp	Prince	Stewart
Coughtry	Gleason	Larzelere	Remsen	Sullivan, T P
Darrison	Graham	Lewis, M E	Rierdon	Sullivan, W J
Davis	Griffith	Lewis, T D	Roche	Swift
Delaney, J T	Guider	Maher	Rodenbeck	Trainor
Delaney, W F	Hallock	Marson	Rogers	Treat
Demarest	Harburger	Martin	Rowe	Tripp
Dillon	Harris	McCreary	Russell	Waite

Dusinbery	Hasenflug	McEwan	Ryttenberg	Walrath
Egan	Hatch	McKeown	Sage	Weekes
Ellis	Hawkins	McMillan	Sanders	Wheeler
Everett	Henry	Metcalf	Sands	Wissel
Fallows	Herrick	Metzler	Sawyer	Witter
Fancher	Hill	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 261) entitled "An act to amend the Banking Law with reference to the loaning of the available fund of a savings bank for current expenses." (Rec. No. 362.)

Said bill having been announced for a second reading,

On motion of Mr. Kelsey, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the Senate bill (No. 703) entitled "An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same." (Rec. No. 361.)

Said bill having been announced for a second reading,

On motion of Mr. Kelsey, and by unanimous consent, said bill was ordered placed on the second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the Senate bill (No. 835, Assembly reprint 2451) entitled "An act to amend sections 48, 87, 217 and 231 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law." (Rec. No. 162.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McCreary	Ryttenberg
Ahern	Dusinbery	Hasenflug	McInerney	Sage
Allds	Egan	Hatch	McKeown	Sanders
Apgar	Ellis	Hawkins	McMillan	Sawyer
Axtell	Everett	Henry	Meister	Scanlon
Babcock	Fallows	Herrick	Metcalf	Siems
Baker	Fancher	Hill	Metzler	Slater
Barnes	Farrell	Holsten	Miller	Sloane
Baum	Fiske	Honeck	Minton	Smith A R
Beede	Fitzger'd J B	Hyman, A Z	Morgan	Smith, J L
Bradley	Fitzger'd J J	Hyman, S F	O'Connell	Smith, J T
Brennan	Fordyce	Irwin	O'Connor	Snyder, R A
Bryan	Fowler	Johnson	Patton	Snyder, T
Burnett	Frisbie	Juengst	Phillips	Stevens
Cohn	Gale	Kelley, E E	Phipps	Stewart
Conger	Gardiner R	Kelley, G T	Platt	Sullivan, T P
Cooley	Gardner C J	Kelsey	Post	Sullivan, W J
Costello	Geoghan	Kittell	Poth	Swift
Cotton	Gleason	Knipp	Price	Treat
Coughtry	Graham	Larzelere	Prince	Tripp
Davis	Green	Lewis, M E	Rierdon	Walrath
De Graw	Griffith	Lewis, T D	Roberts	Weekes
Delaney, J T	Guider	Litchard	Roche	Wheeler
Delaney W F	Hallock	Maher	Rodenbeck	Wilson
Demarest	Halpin	Marson	Rogers	Wissel
Dillon	Harburger	Martin	Russell	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

Mr. Speaker announced the special order, being the Senate bill (No. 482) entitled "An act to provide for the support and maintenance of the several State prisons." (Rec. No. 383.)

On motion of Mr. Fordyce, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 140 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Metzler	Sawyer
Ahern	Doughty	Herrick	Miller	Scanlon
Allds	Dusinbery	Hill	Minton	Sharkey
Apgar	Egan	Hitchcock	Morgan	Siems
Axtell	Ellis	Honeck	Morris	Slater
Babcock	Everett	Hyman, A Z	O'Connell	Sloane
Baker	Fallows	Irwin	O'Connor	Smith, A R
Barnes	Fancher	Johnson	Patton	Smith, J E
Baum	Farrell	Juengst	Phillips	Smith, J L
Bedell	Fiske	Kelley, E E	Phipps	Smith, J T
Beede	Fitzger'd J B	Kelly, G T	Plank	Snyder, R A
Bradley	Fitzger'd J J	Kelsey	Platt	Snyder, T
Brennan	Fordyce	Kittell	Post	Stevens
Bryan	Fowler	Knipp	Poth	Stewart
Burnett	Frisbie	Larzelere	Price	Streifler
Cain	Galbraith	Lewis, M E	Prince	Sullivan, T P
Cohn	Gale	Lewis, T D	Remsen	Sullivan, W J
Conger	Gardiner, R	Litchard	Rierdon	Swift
Cook	Gardner, C J	Maher	Roberts	Treat
Cooley	Geoghan	Marson	Roche	Tripp
Costello	Gleason	Martin	Rodenbeck	Waite
Cotton	Green	McCreary	Rogers	Walrath
Coughtry	Griffith	McEwan	Rowe	Weekes
Darrison	Guider	McInerney	Russell	West
Davis	Halpin	McKeown	Ryttenberg	Wheeler
De Graw	Harburger	McMillan	Sage	Wilson
Delaney, J T	Harris	Meister	Sanders	Wissel
Delaney, W F	Hatch	Metcalfe	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 449) entitled "An act to amend section 58 of chapter 36 of the general laws known as the Stock Corporation Law, relating to the merger of bridge corporations with certain railroad corporations." (Rec. No. 403.)

Said bill having been announced for a second reading,

Mr. McKeown moved to amend as follows:

Page 2, at end of section 1, add the following words: "None of the provisions of this act shall apply to the city of New York."

Mr. Speaker put the question whether the House would agree to said motion of Mr. McKeown, and it was determined in the negative.

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Metzler	Scanlon
Ahern	Doughty	Hawkins	Miller	Sharkey
Allds	Dusinbery	Herrick	Minton	Siems
Apgar	Egan	Hill	Morgan	Slater
Axtell	Ellis	Hitchcock	Morris	Sloane
Babcock	Everett	Hyman, A	ZO'Connell	Smith, A R
Baker	Fallows	Hyman, S F	O'Connor	Smith, J E
Barnes	Fancher	Johnson	Patton	Smith, J L
Baum	Farrell	Juengst	Phillips	Smith J T
Bedell	Fish	Kelley, E E	Phipps	Snyder, R A
Beede	Fiske	Kelly, G T	Plank	Snyder, T
Bradley	Fitzger'd J B	Kelsey	Platt	Stevens
Brennan	Fitzger'd J J	Kittell	Post	Stewart
Bryan	Fordyce	Knipp	Poth	Streifler
Burnett	Fowler	Larzelere	Price	Sullivan, TP
Cain	Frisbie	Lewis, M E	Prince	Sullivan, WJ
Cohn	Galbraith	Lewis, T D	Remsen	Swift
Conger	Gale	Litchard	Rierdon	Trainor
Cook	Gardiner, R	Maher	Roberts	Treat
Cooley	Gardner, C J	Marson	Rodenbeck	Tripp
Costello	Geoghan	Martin	Rogers	Waite
Cotton	Graham	McCreary	Rowe	Walrath
Coughtry	Green	McEwan	Russell	Weekes

Darrison	Griffith	McInerney	Ryttenberg	West
Davis	Hallock	McKeown	Sage	Wheeler
De Graw	Halpin	McMillan	Sanders	Wilson
Delaney J T	Harburger	Meister	Sands	Wissel
Delaney, W F	Harris	Metcalf	Sawyer	Witter
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1364) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Nash Brothers, and their successors and assigns, Nash Brothers and Company, of Ogdensburg, New York, against the State of New York, for compensation for work done and services performed and materials furnished for the State, and render judgment therefor." (Rec. No. 367.)

On motion of Mr. Babcock, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	Metcalf	Sands
Ahern	Doughty	Hasenflug	Metzler	Sawyer
Allds	Dusinbery	Hatch	Miller	Sharkey
Apgar	Egan	Hawkins	Minton	Siems
Axtell	Ellis	Herrick	Morgan	Slater
Babcock	Everett	Holsten	Morris	Sloane
Baker	Fallows	Hyman, A	ZO'Connell	Smith, A R
Barnes	Fancher	Hyman, S F	O'Connor	Smith, J E
Baum	Farrell	Irwin	Patton	Smith, J L
Bedell	Fish	Johnson	Phillips	Smite, J T
Beede	Fiske	Juengst	Phipps	Snyder, R A

Bradley	Fitzger'd	J B Kelley, E E	Plank	Snyder, T
Bryan	Fitzger'd	J J Kelly, G T	Platt	Stevens
Burnett	Fordyce	Kelsey	Post	Stewart
Cain	Fowler	Kittell	Poth	Streifler
Cohn	Frisbie	Knipp	Price	Sullivan, T P
Conger	Galbraith	Larzelere	Prince	Sullivan, W J
Cook	Gale	Lewis, M E	Remsen	Swift
Cooley	Gardiner, R	Lewis, T D	Rierdon	Trainor
Costello	Gardner, C J	Litchard	Roberts	Treat
Cotton	Geoghan	Maher	Rodenbeck	Tripp
Coughtry	Gleason	Marson	Rogers	Waite
Darrison	Graham	Martin	Rowe	Walrath
Davis	Green	McCreary	Russell	West
De Graw	Griffith	McEwan	Ryttenberg	Wheeler
Delaney, J T	Guider	McInerney	Sage	Wilson
Delaney, W F	Hallock	McKeown	Sanders	Wissel
Demarest	Halpin	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1229) entitled "An act to amend chapter 370 of the Laws of 1899, entitled 'An act in relation to the civil service of the State of New York and the cities and civil divisions thereof.'" (Rec. No. 302.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Alds	Delaney, J T	Henry	Metzler	Smith, A R

Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzger'd JJ	Honeck	Merris	Scanlon
Baum	Frisbie	Hyman, A	ZO'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan T P
Egan	Hasenflug	Meister	Rytenberg	Sullivan, W J
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd JB	Holsten			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1405) entitled "An act appointing a committee to examine into the tenement house question in cities of the first class, and to report to the next Legislature a code of tenement house laws." (Rec. No. 404.)

On motion of Mr. Costello, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Metcalf	Sawyer
Ahern	Dusinbery	Herrick	Metzler	Sharkey
Allds	Egan	Hill	Miller	Siems
Apgar	Ellis	Holsten	Minton	Slater
Axtell	Everett	Honeck	Morgan	Sloane
Babcock	Fallows	Hyman, A Z	Morris	Smith, A R
Baker	Fancher	Hyman, S F	O'Connell	Smith, J E
Baum	Farrell	Irwin	O'Connor	Smith, J L
Bedell	Fish	Johnson	Phillips	Smith, J T
Beede	Fiske	Juengst	Phipps	Snyder, T
Bradley	Fitzger'd JB	Kelley, E E	Plank	Stevens
Brennan	Fitzger'd JJ	Kelly, G T	Platt	Stewart
Bryan	Fordyce	Kelsey	Post	Streifler
Burnett	Fowler	Kittell	Poth	Sullivan, T P
Cain	Galbraith	Knipp	Prince	Sullivan, W J
Cohn	Gale	Larzelere	Remsen	Swift
Conger	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cook	Gardner, C J	Lewis, T D	Roberts	Treat
Cooley	Gleason	Litchard	Roche	Tripp
Costello	Graham	Maher	Rodenbeck	Waite
Cotton	Green	Marson	Rogers	Walrath
Darrison	Griffith	McCreary	Rowe	Weekes
Davis	Guider	McEwan	Russell	West
De Graw	Hallock	McInerney	Ryttenberg	Wheeler
Delaney, J T	Harburger	McKeown	Sage	Wilson
Delaney, W F	Harris	McMillan	Sanders	Wissel
Demarest	Hasenflug	Meister	Sands	Witter
Dillon	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1328) entitled "An act to provide for the issue of corporate stock of the city of New York for the purpose of improving the

water front of said city by the department of docks and ferries." (Rec. No. 328.)

On motion of Mr. Dillon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Ellis	Henry	Meister	Sanders
Ahern	Everett	Herrick	Metcalfe	Sands
Allds	Fallows	Hill	Metzler	Sawyer
Apgar	Fancher	Hitchcock	Miller	Scanlon
Axtell	Farrell	Holsten	Minton	Sharkey
Babcock	Fish	Honeck	Morgan	Siems
Baker	Fiske	Hyman, A Z	Morris	Slater
Barnes	Fitzger'd JB	Hyman, S F	O'Connell	Sloane
Baum	Fitzger'd JJ	Irwin	O'Connor	Smith, A R
Bedell	Fordyce	Johnson	Patton	Smith, J E
Beede	Fowler	Juengst	Phillips	Smith, J L
Bradley	Frisbie	Kelley, E E	Phipps	Smith J T
Brennan	Galbraith	Kelly, G T	Plank	Snyder, R A
Bryan	Gale	Kelsey	Platt	Snyder, T
Cain	Gardiner, R	Kittell	Post	Stevens
Cohn	Gardner, C J	Knipp	Poth	Stewart
Conger	Geoghan	Larzelere	Price	Streifler
Cook	Gleason	Lewis, M E	Prince	Sullivan, W J
Cooley	Graham	Lewis, T D	Remsen	Swift
Costello	Green	Litchard	Rierdon	Trainor
Coughtry	Griffith	Maher	Roberts	Treat
Darrison	Guider	Marson	Roche	Waite
De Graw	Hallock	Martin	Rodenbeck	Walrath
Delaney, J T	Halpin	McCreary	Rogers	Weekes
Delaney, W F	Harburger	McEwan	Rowe	Wheeler
Demarest	Harris	McInerney	Russell	Wilson
Doughty	Hasenflug	McKeown	Ryttenberg	Wissel
Dusinbery	Hawkins	McMillan	Sage	Witter
Egan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1315) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Martin F. Monohan and fourteen others against the State." (Rec. No. 304.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 90 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Meister	Sage
Ahern	Doughty	Hatch	Metcalfe	Sanders
Allds	Dusinbery	Hawkins	Metzler	Sands
Apgar	Egan	Herrick	Miller	Sawyer
Axtell	Ellis	Hill	Minton	Scanlon
Babcock	Everett	Hitchcock	Morgan	Sharkey
Baker	Fallows	Holsten	Morris	Siems
Barnes	Fancher	Hyman, A	ZO'Connell	Slater
Baum	Farrell	Hyman, S F	O'Connor	Smith, A R
Bedell	Fish	Irwin	Patton	Smith, J E
Beede	Fiske	Johnson	Phillips	Smith, J L
Bradley	Fitzger'd J B	Kelley, E E	Phipps	Snyder, R A
Brennan	Fitzger'd J J	Kelly, G T	Plank	Snyder, T
Bryan	Fordyce	Kelsey	Platt	Stevens
Burnett	Fowler	Kittell	Post	Stewart
Cain	Frisbie	Knipp	Poth	Streifler
Cohn	Galbraith	Larzelere	Price	Sullivan, W J
Conger	Gale	Lewis, M E	Prince	Swift
Cook	Gardner, C J	Lewis, T D	Remsen	Trainor
Cooley	Geoghan	Litchard	Rierdon	Tripp
Costello	Gleason	Maher	Roberts	Waite

Cotton	Graham	Marson	Roche	Walrath
Coughtry	Green	Martin	Rodenbeck	Weekes
Darrison	Guider	McCreary	Rogers	West
Davis	Hallock	McEwan	Rowe	Wilson
De Graw	Halpin	McInerney	Russell	Wissel
Delaney, J T	Harburger	McKeown	Ryttenberg	Witter
Delaney, W F	Harris	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1212) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Patrick M. McCarthy, a policeman, for reinstatement in said department." (Rec. No. 306.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sanders
Ahern	Dusinbery	Hawkins	Metcalfe	Sands
Allds	Egan	Henry	Metzler	Sawyer
Apgar	Ellis	Hill	Miller	Scanlon
Axtell	Everett	Hitchcock	Minton	Sharkey
Babcock	Fallows	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A	ZO'Connell	Smith, A R
Baum	Fish	Ilyman, S F	O'Connor	Smith, J E
Bedell	Fiske	Irwin	Patton	Smith, J L
Beede	Fitzger'd J B	Johnson	Phillips	Smith, J T
Bradley	Fitzger'd J J	Juengst	Phipps	Snyder, R A
Brennan	Fordyce	Kelley, E E	Plank	Snyder, T

Burnett	Fowler	Kelly, G T	Platt	Stevens
Cain	Frisbie	Kelsey	Post	Stewart
Cohn	Galbraith	Kittell	Poth	Streitler
Conger	Gale	Knipp	Price	Sullivan, W J
Cook	Gardiner, R	Larzelere	Prince	Swift
Cooley	Gardner, C J	Lewis, M E	Remsen	Trainor
Costello	Geoghan	Lewis, T D	Rierdon	Treat
Cotton	Gleason	Litchard	Roberts	Tripp
Coughtry	Green	Maher	Roche	Waite
Darrison	Griffith	Marson	Rodenbeck	Walrath
Davis	Guider	Martin	Rogers	West
De Graw	Hallock	McCreary	Rowe	Wheeler
Delaney, J T	Halpin	McEwan	Russell	Wilson
Delaney, W F	Harburger	McInerney	Ryttenberg	Wissel
Demarest	Harris	McKeown	Sage	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1092) entitled "An act to authorize the police board of the city of New York to inquire into the dismissal from the police force of John Guinan, a patrolman, and in its discretion to appoint him a patrolman." (Rec. No. 266.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Sands
Ahern	Egan	Hawkins	Metcalfe	Sawyer
Allds	Ellis	Henry	Metzler	Scanlon
Apgar	Everett	Herrick	Miller	Sharkey

Axtell	Fallows	Hill	Minton	Siems
Pabcock	Fancher	Hitchcock	Morgan	Slater
Baker	Farrell	Holsten	Morris	Sloane
Barnes	Fish	Honeck	O'Connell	Smith, A R
Bedell	Fiske	Hyman, A Z	O'Connor	Smith, J E
Beede	Fitzger'd J B	Irwin	Patton	Smith, J L
Bradley	Fitzger'd J J	Johnson	Phillips	Smith, J T
Brennan	Fordyce	Juengst	Phipps	Snyder, R A
Bryan	Fowler	Kelley, E E	Plank	Snyder, T
Burnett	Frisbie	Kelly, G T	Platt	Stevens
Cain	Galbraith	Kelsey	Post	Stewart
Cohn	Gale	Kittell	Poth	Streifler
Conger	Gardiner, R	Knipp	Price	Sullivan, T P
Cook	Gardner, C J	Larzelere	Prince	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Remsen	Swift
Costello	Gleason	Lewis, T D	Rierdon	Treat
Cotton	Graham	Litchard	Roberts	Tripp
Coughtry	Green	Maher	Roche	Waite
Darrison	Griffith	Marson	Rodenbeck	Walrath
Davis	Guider	Martin	Rogers	Weekes
De Graw	Hallock	McCreary	Rowe	West
Delaney, W F	Halpin	McEwan	Russell	Wheeler
Demarest	Harburger	McInerney	Ryittenberg	Wilson
Dillon	Harris	McKeown	Sage	Wissel
Doughty	Hasenflug	McMillan	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1342) entitled "An act to provide for the supply of teachers in the city of New York." (Rec. No. 351.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Meister	Sands
Ahern	Dusinbery	Hatch	Metcalfe	Sawyer
Alds	Egan	Hawkins	Metzler	Scanlon
Apgar	Ellis	Henry	Miller	Sharkey
Axtell	Everett	Herrick	Minton	Siems
Babcock	Fallows	Hill	Morgan	Slater
Baker	Fancher	Hitchcock	Morris	Sloane
Barnes	Farrell	Honeck	O'Connell	Smith, A R
Baum	Fish	Hyman, A	ZO'Connor	Smith, J E
Bedell	Fiske	Hyman, S	F Patton	Smith, J L
Beede	Fitzger'd	JB Irwin	Phillips	Smith, J T
Bradley	Fitzger'd	JJ Johnson	Phipps	Snyder, R A
Brennan	Fordyce	Juengst	Plank	Snyder, T
Bryan	Fowler	Kelley, E	E Platt	Stevens
Burnett	Frisbie	Kelsey	Post	Stewart
Cain	Galbraith	Kittell	Poth	Streifler
Cohn	Gale	Knipp	Price	Sullivan, T P
Conger	Gardiner, R	Larzelere	Prince	Sullivan, W J
Cook	Gardner, C	J Lewis, M	E Remsen	Swift
Cooley	Geoghan	Lewis, T	D Rierdon	Trainor
Costello	Gleason	Litchard	Roberts	Treat
Cotton	Graham	Maher	Roche	Waite
Coughtry	Green	Marson	Rodenbeck	Walrath
Darrison	Griffith	Martin	Rogers	Weekes
Davis	Guider	McCreary	Rowe	West
De Graw	Hallock	McEwan	Russell	Wheeler
Delaney, J	T Halpin	McInerney	Ryttenberg	Wilson
Delaney, W	F Harburger	McKeown	Sage	Wissel
Demarest	Harris	McMillan	Sanders	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1298) entitled "An act authorizing the mayor of the city of Oswego to make, execute and deliver a deed of certain real estate, described in such act to the Pittsburgh Oil Well Supply Company." (Rec. No. 378.)

On motion of Mr. Costello, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McMillan	Sands
Ahern	Doughty	Hawkins	Meister	Scanlon
Allds	Dusinbery	Henry	Metcalfe	Sharkey
Apgar	Egan	Herrick	Metzler	Siems
Axtell	Ellis	Hill	Miller	Slater
Babcock	Everett	Hitchcock	Minton	Sloane
Baker	Fallows	Holsten	Morgan	Smith, A R
Barnes	Fancher	Honeck	Morris	Smith J E
Baum	Farrell	Hyman, A	ZO'Connell	Smith, J L
Bedell	Fish	Hyman S F	O'Connor	Smith J T
Beede	Fiske	Irwin	Patton	Snyder, R A
Bradley	Fitzger'd J R	Johnson	Phillips	Snyder, T
Brennan	Fitzger'd J J	Juengst	Phipps	Stevens
Bryan	Fordyce	Kelley, E E	Plank	Stewart
Burnett	Fowler	Kelly, G T	Platt	Streifler
Cain	Frisbie	Kelsey	Post	Sullivan, T P
Cohn	Galbraith	Kittell	Price	Sullivan, W J
Conger	Gale	Knipp	Prince	Swift
Cook	Gardiner, R	Larzelere	Remsen	Trainor
Cooley	Gardner, C J	Lewis, M E	Rierdon	Treat
Costello	Geoghan	Lewis, T D	Roberts	Tripp
Cotton	Gleason	Litchard	Roche	Waite
Coughtry	Graham	Maher	Rodenbeck	Walrath
Darrison	Green	Marson	Rogers	Weekes
Davis	Griffith	Martin	Rowe	West
De Graw	Guider	McCreary	Russell	Wheeler
Delaney, J T	Hallock	McEwan	Ryttenberg	Wilson
Delaney, W F	Halpin	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1370) entitled "An act to amend the Membership Corporations Law, in relation to the incorporation of membership associations of more than 5,000 members." (Rec. No. 386.)

On motion of Mr. Rodenbeck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sands
Ahern	Dusinbery	Hawkins	Meister	Sawyer
Allds	Egan	Henry	Metcalfe	Scanlon
Apgar	Ellis	Herrick	Metzler	Sharkey
Axtell	Everett	Hill	Miller	Siems
Babcock	Fallows	Hitchcock	Minton	Slater
Baker	Fancher	Holsten	Morgan	Sloane
Barnes	Farrell	Honeck	Morris	Smith A R
Baum	Fish	Hyman, A	Z O'Connell	Smith, J E
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd	J B Irwin	Patton	Smith, J T
Bradley	Fitzger'd	J J Johnson	Phillips	Snyder, T
Brennan	Fordyce	Juengst	Phipps	Stevens
Bryan	Fowler	Kelley, E E	Plank	Stewart
Burnett	Frisbie	Kelly, G T	Platt	Striefler
Cain	Galbraith	Kelsey	Post	Sullivan, T P
Cohn	Gale	Kittell	Poth	Sullivan, W J
Conger	Gardiner R	Knipp	Price	Swift
Cook	Gardner, C J	Larzelere	Prince	Trainor
Cooley	Geoghan	Lewis, M E	Remsen	Treat
Costello	Gleason	Lewis, T D	Rierdon	Tripp
Cotton	Graham	Litchard	Roberts	Waite
Coughtry	Green	Maher	Roche	Walrath
Darrison	Griffith	Marson	Rodenbeck	Weekes
Davis	Guider	Martin	Rogers	West
De Graw	Hallock	McCreary	Rowe	Wheeler

Delaney, J T	Halpin	McEwan	Russell	Wilson
Delaney, W F	Harburger	McInerney	Ryttenberg	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1261) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Robert Clifford, John J. Sachs and Henry Foster, policemen of the first grade for reinstatement in said department." (Rec. No. 379.)

On motion of Mr. T. P. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	Metcalfe	Sawyer
Ahern	Doughty	Herrick	Metzler	Scanlon
Allds	Dusinbery	Hill	Miller	Sharkey
Apgar	Egan	Hitchcock	Minton	Siems
Axtell	Ellis	Holsten	Morgan	Slater
Babcock	Everett	Honeck	Morris	Sloane
Baker	Fallows	Hyman, A	ZO'Connell	Smith, A R
Barnes	Fancher	Hyman, S F	O'Connor	Smith, J E
Baum	Farrell	Irwin	Patton	Smith, J T
Bedell	Fiske	Johnson	Phillips	Snyder, R A
Beede	Fitzger'd	JB Juengst	Phipps	Snyder, T
Bradley	Fordyce	Kelley, E E	Plank	Stevens
Brennan	Fowler	Kelly, G T	Platt	Stewart
Bryan	Frisbie	Kelsey	Post	Streifler
Burnett	Galbraith	Kittell	Poth	Sullivan, T P

Cain	Gale	Knipp	Price	Sullivan, W J
Cohn	Gardiner, R	Larzelere	Prince	Swift
Conger	Gardner C J	Lewis, M E	Remsen	Trainor
Cook	Geoghan	Lewis, T D	Rierdon	Treat
Cooley	Gleason	Litchard	Roberts	Tripp
Costello	Graham	Maher	Roche	Waite
Cotton	Green	Marson	Rodenbeck	Walrath
Coughtry	Guider	Martin	Rogers	Weekes
Darrison	Hallock	McCreary	Rowe	West
Davis	Halpin	McEwan	Russell	Wheeler
De Graw	Harburger	McInerney	Ryttenberg	Wilson
Delaney J. T	Harris	McKeown	Sage	Wissel
Delaney, W F	Hasenflug	McMillan	Sanders	Witter
Demarest	Hawkins	Meister	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1171) entitled "An act providing for the improvement of navigation in the Oneida river, and for the reconstruction of the piers of towing path and highway bridge at Three River Point on said river, and making an appropriation therefor." (Rec. No. 285.)

On motion of Mr. J. T. Delaney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Metcalfe	Sawyer
Ahern	Egan	Hawkins	Metzler	Scanlon
Allds	Ellis	Henry	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R

Barnes	Fish	Hyman, A	ZO'Connor	Smith, J E
Baum	Fiske	Irwin	Patton	Smith, J L
Bedell	Fitzger'd J B	Johnson	Phillips	Smith, J T
Beede	Fitzger'd J J	Juengst	Phipps	Snyder, R A
Bradley	Fordyce	Kelley, E E	Plank	Snyder, T
Brennan	Fowler	Kelly, G T	Platt	Stevens
Bryan	Frisbie	Kelsey	Post	Stewart
Burnett	Galbraith	Kittell	Poth	Streifler
Cain	Gale	Knipp	Price	Sullivan, T P
Cohn	Gardiner, R	Larzelere	Prince	Sullivan, W J
Conger	Gardner, C J	Lewis, M E	Remsen	Swift
Cook	Geoghan	Lewis, T D	Rierdon	Trainor
Cooley	Gleason	Litchard	Roberts	Treat
Costello	Graham	Maher	Roche	Tripp
Cotton	Green	Marson	Rodenbeck	Waite
Coughtry	Griffith	Martin	Rogers	Walrath
Darrison	Guider	McCreary	Rowe	Weekes
Davis	Hallock	McEwan	Russell	West
De Graw	Halpin	McInerney	Ryttenberg	Wheeler
Delaney, J T	Harburger	McKeown	Sage	Wilson
Delaney, W F	Harris	McMillan	Sanders	Wissel
Dillon	Hasenflug	Meister	Sands	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1159) entitled "An act to authorize the extension of the funded indebtedness of the counties of New York, Kings, Queens and Richmond." (Rec. No. 281.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hill	Minton	Sharkey
Ahern	Ellis	Hitchcock	Morgan	Siems
Allds	Everett	Honeck	Morris	Slater
Apgar	Fallows	Hyman, A Z	O'Connell	Sloane
Axtell	Fancher	Hyman, S F	O'Connor	Smith, A R
Babcock	Farrell	Irwin	Phillips	Smith, J E
Barnes	Fish	Juengst	Phipps	Smith, J L
Baum	Fiske	Kelley, E E	Plank	Smith, J T
Bedell	Fitzger'd J B	Kelly, G T	Platt	Snyder, R A
Beede	Fitzgerald J J	Kelsey	Post	Snyder, T
Bradley	Frisbie	Kittell	Poth	Stevens
Brennan	Galbraith	Knipp	Price	Stewart
Bryan	Gale	Larzelere	Prince	Streifler
Burnett	Gardner, C J	Lewis, M E	Remsen	Sullivan, T P
Cain	Geoghan	Lewis, T D	Rierdon	Sullivan, W J
Conger	Gleason	Litchard	Roberts	Swift
Cook	Graham	Maher	Roche	Trainor
Cooley	Green	Marson	Rodenbeck	Treat
Costello	Griffith	Martin	Rogers	Tripp
Cotton	Guider	McCreary	Rowe	Waite
Coughtry	Hallock	McEwan	Russell	Walrath
Darrison	Halpin	McInerney	Ryttenberg	Weekes
Davis	Harburger	McKeown	Sage	West
De Graw	Harris	McMillan	Sanders	Wheeler
Delaney, J T	Hasenflug	Meister	Sands	Wilson
Delaney, W F	Hatch	Metcalfe	Sawyer	Wissel
Demarest	Henry	Metzler	Scanlon	Witter
Dusinbery	Herrick	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 989) entitled "An act to authorize the construction of a bridge over the Erie canal, at Pine and Lock streets in the city of Lockport, and making an appropriation therefor." (Rec. No. 225.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalfe	Scanlon
Ahern	Dusinbery	Herrick	Metzler	Sharkey
Allds	Egan	Hill	Miller	Siems
Apgar	Ellis	Hitchcock	Minton	Slater
Axtell	Everett	Honeck	Morris	Sloane
Babcock	Fallows	Hyman, A	Z O'Connell	Smith, A R
Baker	Fancher	Hyman, S F	O'Connor	Smith, J. E
Barnes	Farrell	Irwin	Patton	Smith, J, L
Baum	Fish	Johnson	Phillips	Smith, J T
Bedell	Fiske	Juengst	Phipps	Snyder, R A
Beede	Fitzger'd J B	Kelley, E E	Plank	Snyder, T
Bradley	Fitzger'd J J	Kelly, G T	Platt	Stevens
Brennan	Fordyce	Kelsey	Post	Stewart
Bryan	Fowler	Kittell	Poth	Striefler
Burnett	Frisbie	Knipp	Price	Sullivan, T P
Cain	Galbraith	Larzelere	Prince	Sullivan, W J
Cohn	Gale	Lewis, M E	Remsen	Swift
Conger	Gardiner, R	Lewis, T D	Rierdon	Trainor
Cooley	Gardner, C J	Litchard	Roberts	Treat
Costello	Geoghan	Maher	Roche	Tripp
Cotton	Gleason	Marson	Rodenbeck	Waite
Coughtry	Graham	Martin	Rowe	Walrath
Darrison	Green	McCreary	Russell	Weekes
Davis	Guider	McEwan	Ryttenberg	West
De Graw	Hallock	McInerney	Sage	Wheeler
Delaney, J T	Halpin	McKeown	Sanders	Wilson
Delaney, W F	Harburger	McMillan	Sands	Wissel
Demarest	Hasenflug	Meister	Sawyer	Witter
Dillon	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill

(No. 681) entitled "An act regulating and restraining the practice of midwifery in the city of New York by others than legally authorized physicians." (Rec. No. 238.)

Said bill having been announced for a second reading,
Mr. Harburger moved to amend as follows:

At the end of act add the following: "Provided however that this act shall not apply to, nor shall any examination be required of midwives now registered in the office of the board of health, and who have been so registered therein for five years last past."

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the negative.

On motion of Mr. Dillon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
{ NOES 3 }

Those who voted in the affirmative, were

Ahern	Dillon	Hasenflug	McMillan	Sage
Allds	Doughty	Hatch	Meister	Sanders
Apgar	Dusinbery	Hawkins	Metcalfe	Sands
Axtell	Egan	Henry	Metzler	Sawyer
Babcock	Ellis	Herrick	Miller	Scanlon
Baker	Everett	Hill	Minton	Sharkey
Barnes	Fallows	Hitchcock	Morris	Sloane
Baum	Fancher	Honeck	O'Connell	Smith, A R
Bedell	Farrell	Hyman, A	Z O'Connor	Smith, J E
Beede	Fish	Hyman, S F	Patton	Smith, J L
Bradley	Fiske	Irwin	Phillips	Smith, J T
Brennan	Fitzger'd J B	Juengst	Phipps	Snyder, R A
Bryan	Fitzger'd J J	Kelley, E E	Plank	Snyder, T
Cain	Fordyce	Kelsey	Platt	Stewart
Cohn	Fowler	Kittell	Post	Streifler
Conger	Galbraith	Knipp	Poth	Sullivan, T P
Cook	Gale	Larzelere	Price	Sullivan W J

Cooley	Gardiner, R	Lewis, M E	Prince	Swift
Costello	Gardner, C J	Lewis, T D	Remsen	Trainor
Cotton	Geoghan	Litchard	Rierdon	Treat
Coughtry	Gleason	Maher	Roberts	Tripp
Darrison	Graham	Marson	Roche	Waite
Davis	Green	Martin	Rodenbeck	Weekes
De Graw	Griffith	McCreary	Rogers	West
Delaney, J T	Hallock	McEwan	Rowe	Wheeler
Delaney, W F	Halpin	McInerney	Russell	Wissel
Demarest	Harburger	McKeown	Ryttenberg	Witter

Those who voted in the negative, were

Adams Slater Wilson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 431) entitled "An act for the relief of certain persons who have retired from their positions as teachers in the public schools in the city of New York." (Rec. No. 148.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 147 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sands
Ahern	Dusinbery	Hawkins	Meister	Sawyer
Allds	Egan	Henry	Metcalfe	Scanlon
Apgar	Ellis	Herrick	Metzler	Sharkey
Axtell	Everett	Hill	Miller	Siems
Babcock	Fallows	Hitchcock	Minton	Slater
Baker	Fancher	Holsten	Morgan	Sloane
Barnes	Farrell	Honeck	Morris	Smith, A R

Baum	Fish	Hyman, A	Z O'Connell	Smith, J E
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd J B	Irwin	Patton	Smith, J T
Bradley	Fitzger'd J J	Johnson	Phillips	Snyder, R A
Brennan	Fordyce	Juengst	Phipps	Snyder, T
Bryan	Fowler	Kelley, E E	Plank	Stevens
Burnett	Frisbie	Kelly, G T	Platt	Stewart
Cain	Galbraith	Kelsey	Post	Streifler
Cohn	Gale	Kittell	Poth	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Sullivan, W J
Cook	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Gleason	Lewis, T D	Roberts	Treat
Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1239) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Charles McGinley against the State for alleged damages and expenditures, under the Public Health Law, in relation to tuberculosis in cattle." (Rec. No. 292.)

On motion of Mr. W. J. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalf	Sawyer
Alds	Ellis	Herrick	Metzler	Scanlon
Apgar	Everett	Hill	Miller	Sharkey
Axtell	Fallows	Hitchcock	Minton	Siems
Babcock	Fancher	Holsten	Morgan	Slater
Baker	Farrell	Honeck	Morris	Sloane
Barnes	Fish	Hyman, A	ZO'Connell	Smith, A R
Baum	Fiske	Hyman, S F	O'Connor	Smith, J E
Bedell	Fitzger'd	J B Irwin	Patton	Smith, J L
Beede	Fitzger'd	J J Johnson	Phillips	Smith, J T
Bradley	Fordyce	Juengst	Phipps	Snyder, T
Brennan	Fowler	Kelley, E E	Plank	Stevens
Bryan	Frisbie	Kelly, G T	Platt	Stewart
Burnett	Galbraith	Kelsey	Post	Streifler
Cain	Gale	Kittell	Poth	Sullivan, T P
Cohn	Gardiner, R	Knipp	Price	Sullivan, W J
Conger	Gardner C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Cooley	Gleason	Lewis, T D	Rierdon	Treat
Costello	Graham	Litchard	Roberts	Tripp
Cotton	Green	Maher	Roche	Waite
Coughtry	Griffith	Marson	Rodenbeck	Walrath
Darrison	Guider	Martin	Rogers	Weekes
De Graw	Hallock	McCreary	Rowe	West
Delaney, J T	Halpin	McEwan	Russell	Wheeler
Delaney, W F	Harburger	McInerney	Ryttenberg	Wilson
Demarest	Hasenflug	McKeown	Sage	Wissel
Dillon	Hatch	McMillan	Sanders	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 389) entitled "An act to reappropriate an unexpended balance of an appropriation made by chapter 635 of the Laws of 1898 for increasing the depth of the Erie basin at Buffalo." (Rec. No. 341.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith A. R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A	Z O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1122) entitled "An act to amend section 976 of the Code of Civil Procedure, relating to the trial of an issue of law." (Rec. No. 242.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	Metcalfe	Sawyer
Ahern	Ellis	Henry	Metzler	Scanlon
Allds	Everett	Herrick	Miller	Sharkey
Apgar	Fallows	Hill	Minton	Siems
Axtell	Fancher	Hitchcock	Morgan	Slater
Babcock	Farrell	Holsten	O'Connell	Smith, A R
Baker	Fish	Honeck	O'Connor	Smith, J E
Barnes	Fiske	Hyman, A Z	Patton	Smith, J L
Baum	Fitzger'd JB	Hyman, S F	Phillips	Smith, J T
Bedell	Fitzger'd JJ	Irwin	Phipps	Snyder, R A
Bradley	Fordyce	Johnson	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan, W J
Cook	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Gleason	Lewis, T D	Roberts	Treat
Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath

Davis	Guider	Martin	Rowe	Weekes
De Graw	Hallock	McCreary	Russell	West
Delaney, J T	Halpin	McEwan	Ryttenberg	Wheeler
Demarest	Harburger	McInerney	Sage	Wilson
Dillon	Harris	McKeown	Sanders	Wissel
Doughty	Hasenflug	McMillan	Sands	Witter
Dusinbery	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1251) entitled "An act to amend section ten of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village.'" (Rec. No. 271.)

On motion of Mr. Barnes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Meister	Sands
Ahern	Dusinbery	Henry	Metcalfe	Sawyer
Allds	Egan	Herrick	Metzler	Scanlon
Apgar	Ellis	Hill	Miller	Sharkey
Axtell	Everett	Hitchcock	Minton	Siems
Babcock	Fallows	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A Z	O'Connell	Smith A R
Baum	Fish	Hyman, S F	O'Connor	Smith, J E
Bedell	Fiske	Irwin	Patton	Smith J L
Beede	Fitzger'd J B	Johnson	Phillips	Smith J T
Bradley	Fitzger'd J J	Juengst	Phipps	Snyder R A

Brennan	Fordyce	Kelley, E E	Plank	Snyder T
Bryan	Fowler	Kelly, G T	Platt	Stevens
Burnett	Frisbie	Kelsey	Post	Stewart
Cain	Galbraith	Kittell	Poth	Streitler
Cohn	Gale	Knipp	Price	Sullivan T P
Conger	Gardiner, R	Larzelere	Prince	Sullivan W J
Cook	Gardner C J	Lewis, M E	Remsen	Swift
Cooley	Geoghan	Lewis, T D	Rierdon	Trainor
Costello	Gleason	Litchard	Roberts	Treat
Cotton	Graham	Maher	Roche	Tripp
Coughtry	Green	Marson	Rodenbeck	Waite
Darrison	Griffith	Martin	Rogers	Walrath
Davis	Guider	McCreary	Rowe	Weekes
De Graw	Hallock	McEwan	Russell	West
Delaney, J T	Halpin	McInerney	Ryttenberg	Wilson
Delaney W F	Harris	McKeown	Sage	Wissel
Demarest	Hasenflug	McMillan	Sanders	Witter
Dillon	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1202) entitled "An act in relation to the providing of money for the support of night schools in the borough of Brooklynn, in the city of New York, for the year 1900." (Rec. No. 399.)

On motion of Mr. McKeown, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McMillan	Sands
Ahern	Doughty	Hasenflug	Meister	Sawyer
Allds	Dusinbery	Hatch	Metcalfe	Scanlon

Apgar	Egan	Hawkins	Metzler	Sharkey
Axtell	Ellis	Henry	Miller	Siems
Babcock	Everett	Herrick	Minton	Slater
Baker	Fallows	Hill	Morgan	Sloane
Barnes	Fancher	Hitchcock	Morris	Smith, A R
Baum	Farrell	Holsten	O'Connell	Smith, J E
Bedell	Fish	Hyman, A	2 O'Connor	Smith, J L
Beede	Fiske	Hyman, S F	Patton	Smith, J T
Bradley	Fitzger'd J B	Irwin	Phillips	Snyder R A
Brennan	Fitzger'd J J	Johnson	Plank	Snyder, T
Bryan	Fordyce	Kelley, E E	Platt	Stevens
Burnett	Fowler	Kelly, G T	Post	Stewart
Cain	Frisbie	Kelsey	Poth	Streifler
Cohn	Galbraith	Kittell	Price	Sullivan, T P
Conger	Gale	Knipp	Prince	Sullivan W J
Cook	Gardiner, R	Larzelere	Remsen	Swift
Cooley	Gardner, C J	Lewis, M E	Rierdon	Trainor
Costello	Geoghan	Lewis, T D	Roberts	Treat
Cotton	Gleason	Litchard	Roche	Tripp
Coughtry	Graham	Maher	Rodenbeck	Waite
Darrison	Green	Marson	Rogers	Walrath
Davis	Griffith	Martin	Rowe	Weekes
De Graw	Guider	McCreary	Russell	Wheeler
Delaney, J T	Hallock	McEwan	Rytenberg	Wilson
Delaney, W F	Halpin	McInerney	Sage	Wissel
Demarest	Harburger	McKeown	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker resumed the Chair.

Mr. Speaker announced the special order, being the Senate bill (No. 976) entitled "An act making an appropriation for buildings, repairs and improvements at the state hospitals for the insane." (Rec. No. 189.)

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 149 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A	Z O'Connor	Smith J L
Bedell	Fiske	Hyman, S F	Patton	Smith J T
Beede	Fitzger'd	J B Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd	J J Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill (No. 1034) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond, and part of the county of Queens, and to provide for the govern-

ment thereof,' relative to the department of education, for the purpose of establishing a uniform salary schedule and providing funds therefor" (Int. No. 756), with a message that said bill was duly passed by the Senate, March 12, 1900, a majority of all the Senators elected voting in favor thereof, three-fifths being present. Said bill was thereupon transmitted to the Assembly, and was returned by that body March 15th, with a message that they had concurred in the passage of the same. Said bill was thereupon on March 15th, 1900, transmitted to the mayor of the city of New York for a hearing pursuant to the provisions of the Constitution, and was returned by said mayor, March 30th, 1900, with a message that said bill had not been accepted by the city after a hearing held pursuant to the provisions of law. Said bill was thereupon again duly passed, the President stating the question to be, Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto? and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Mr. Speaker stated the question to be "Shall this bill become a law notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 86 }
 { NOES 47 }

Those who voted in the affirmative, were

Adams	De Graw	Griffith	McCreary	Russell
Ahern	Delaney J T	Hallock	McEwan	Sands
Allds	Doughty	Harris	McMillan	Sawyer
Apgar	Dusinbery	Hatch	Metcalfe	Slater
Axtell	Ellis	Henry	Metzler	Smith, J L
Babcock	Everett	Hill	Miller	Smith J T
Beede	Fallows	Hitchcock	Patton	Snyder R A
Brennan	Fancher	Johnson	Phipps	Snyder, T
Bryan	Fiske	Kelley, E E	Plank	Stevens
Burnett	Fordyce	Kelsey	Platt	Swift
Conger	Fowler	Kittell	Post	Tripp

Cook	Galbraith	Knipp	Price	Waite
Cooley	Gale	Larzelere	Remsen	Weekes
Costello	Gardiner, R	Lewis, M E	Roberts	West
Cotton	Gardner, C J	Lewis, T D	Rodenbeck	Wilson
Coughtry	Gleason	Litchard	Rogers	Wissel
Darrison	Graham	Martin	Rowe	Witter
Davis				

Those who voted in the negative, were

Barnes	Fitzger'd J B	Honeck	Morris	Sanders
Baum	Fitzger'd J J	Hyman, A Z	O'Connell	Scanlon
Bradley	Frisbie	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Poth	Sloane
Cohn	Guider	Kelly, G T	Prince	Smith, A R
Delaney W F	Halpin	Maher	Rierdon	Smith, J E
Demarest	Harburger	McInerney	Roche	Stewart
Dillon	Hasenflug	Meister	Ryttenberg	Streifler
Egan	Hawkins	Minton	Sage	Trainor
Farrell	Holsten			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1369, Senate Reprint No. 1416) entitled "An act to amend part 1, article 4, of chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forest, fish and game of the State, constituting chapter 31 of the general laws,' so as to allow the forest, fish and game commission to prescribe rules and regulations for catching bullheads, suckers, mullet and carp in certain waters of Seneca county" (Int. No. 1130), with a message that they have concurred in the passage of the same with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Part one, article four, of chapter twenty of the laws of nineteen hundred, entitled "An act for the protection of the forests, fish and game of the state, constituting chapter thirty-one of the general laws," is hereby amended by adding thereto the following section:

§ 89. Fishing in Seneca county.—Bullheads, suckers, mullet and carp may be taken with nets in Seneca county in Seneca river and its tributaries, and in the west side of Cayuga lake when permitted and upon the conditions imposed by the commission,

§ 2. This act shall take effect immediately,

Mr. Larzelere moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Meister	Sands
Ahern	Doughty	Hatch	Metcalfe	Sawyer
Allds	Dusinbery	Hawkins	Metzler	Scanlon
Apgar	Egan	Henry	Miller	Siems
Axtell	Ellis	Herrick	Minton	Slater
Babcock	Everett	Hill	Morgan	Sloane
Baker	Fallows	Hitchcock	Morris	Smith, A R
Barnes	Fancher	Holsten	O'Connell	Smith, J E
Baum	Farrell	Honeck	O'Connor	Smith, J L
Bedell	Fish	Hyman, A Z	Patton	Smith, J T
Beede	Fiske	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J B	Johnson	Phipps	Snyder, T
Brennan	Fitzger'd J J	Juengst	Plank	Stewart
Bryan	Fordyce	Kelley, E E	Platt	Streifler
Burnett	Fowler	Kelsey	Post	Sullivan, T P
Cain	Frisbie	Kittell	Poth	Sullivan, W J
Cohn	Galbraith	Knipp	Price	Swift
Conger	Gale	Larzelere	Prince	Trainor
Cook	Gardiner, R	Lewis, M E	Remsen	Treat
Cooley	Gardner, C J	Lewis, T D	Rierdon	Tripp
Costello	Geoghan	Litchard	Roberts	Waite
Cotton	Gleason	Maher	Roche	Walrath
Coughtry	Graham	Marson	Rodenbeck	Weekes
Darrison	Griffith	Martin	Rogers	West
Davis	Guider	McCreary	Rowe	Wheeler
De Graw	Hallock	McEwan	Russell	Wilson
Delaney, J T	Halpin	McInerney	Ryttenberg	Wissel
Delaney, W F	Harburger	McKeown	Sage	Witter
Demarest	Harris	McMillan	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1776, Senate reprint No. 1417), entitled "An act to amend the Forest, Fish and Game Law, relative to services at forest fires" (Int. No. 1035), with a message that they have concurred in the passage of the same with the following amendment:

Strike out all after the enacting clause and and insert the following:

Section 1. Section two hundred and twenty-seven of chapter twenty of the laws of nineteen hundred, known as the forest, fish and game law, is hereby amended so as to read as follows:

§ 227. Compensation of firewardens and others employed at fires.—Firewardens and district firewardens shall receive two dollars and a half a day for time actually employed at forest fires or in the prevention thereof. Each town board of audit shall, prior to May first, nineteen hundred, fix the price to be paid per day, not exceeding two dollars, for services of laborers at forest fires in their respective towns, and serve notice thereof on their town firewardens and on the forest, fish and game commission. If necessary to protect land in the forest preserve the commission may direct the employment of laborers at not exceeding two dollars a day, and such direction shall be binding on the towns. All services rendered at forest fires or in the prevention thereof, shall be a town charge. [Every person assisting in putting out a fire who shall attend pursuant to a summons as provided in this acticle, shall receive two dollars a day for the time actually employed. Such services shall be a town charge.] In towns where firewardens are appointed by the commission, bills for services at fires [therefor] must be approved by the firewarden and a duplicate bill with his approval and a certificate of the board of town auditors showing the bill has been paid, filed with the commission. On approval of the bills filed with the commission, the comptroller shall pay one-half the amount so expended in any such a town, to the town.

§ 2. This act shall take effect immediately.

Mr. J. L. Smith moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present,

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Miller	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hill	Morgan	Slater
Eabcock	Fallows	Hitchcock	Morris	Sloane
Baker	Fancher	Holsten	O'Connell	Smith, A R
Barnes	Farrell	Honeck	O'Connor	Smith J E
Baum	Fish	Hyman, A Z	Patton	Smith, J L
Bedell	Fiske	Hyman, S F	Phillips	Smith, J T
Beede	Fitzger'd JB	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Plank	Snyder, T
Brennan	Fordyce	Juengst	Platt	Stevens
Bryan	Fowler	Kelley, E E	Post	Stewart
Burnett	Frisbie	Kelly, G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Prince	Sullivan, W J
Conger	Gardiner, R	Knipp	Remsen	Swift
Cook	Gardner, C J	Larzelere	Rierdon	Trainor
Cooley	Geoghan	Lewis, M E	Roberts	Treat
Costello	Gleason	Litchard	Roche	Tripp
Cotton	Graham	Maher	Rodenbeck	Waite
Coughtry	Green	Marson	Rogers	Walrath
Darrison	Griffith	Martin	Rowe	Weekes
Davis	Guider	McCreary	Russell	West
De Graw	Hallock	McEwan	Ryttenberg	Wheeler
Delaney, J T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Hr burger	McKeown	Sanders	Wissel
Demarest	Harris	McMillan	Sands	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1596, Senate reprint No. 1446) entitled "An act to amend section 3131 of the Code of Civil Procedure, in relation to the Justices' Court in the city of Brooklyn" (Int. No. 126), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Section thirty-one hundred and thirty-one of the code of civil procedure, is hereby amended so as to read as follows:

§ 3131. Costs in action by working woman.—In an action brought in [a justice's court of the city of Brooklyn] the municipal court of the city of New York, to recover a sum of money for wages earned by a [female employee other than a domestic servant] man, woman or child employee other than a domestic servant or for material furnished by such employee in the course of his or her employment, or in or about subject matter thereof, or for both, the plaintiff, upon recovering [if entitled to costs, recovers the sum of ten dollars as costs in addition to the costs allowed by title ninth of this chapter unless the amount of damages recovered is less than ten dollars, in which case, the plaintiff recovers the sum of five dollars as such additional costs. Where the employee is the plaintiff in such an action she is entitled, upon a settlement thereof, to the full amount of costs, which she would have recovered if judgment had been rendered in her favor for the sum received by her upon the settlement. In such action brought in said court, if the plaintiff recover] judgment for a sum not exceeding fifty dollars, exclusive of costs, no property of the defendant shall be exempt from levy and sale by virtue of an execution against property issued thereupon; and, if such an execution is returned wholly or partly unsatisfied, the clerk must upon the application of the plaintiff issue an execution against the person of the defendant for the sum remaining uncollected. A defendant arrested by virtue of an execution so issued against his person, must be actually confined in the jail and is not entitled to the liberties thereof; but he must be discharged after having been so confined fifteen days. After his discharge an execution against his person cannot be again issued upon the judgment, but the judgment creditor may enforce the judgment against property, as if the execution, from which the judgment debtor is discharged had been returned without his being taken.

§ 2. Section thirty-two hundred and twenty-one of the code of civil procedure is hereby repealed.

§ 3. This act shall take effect on the first day of September nineteen hundred.

Mr. Sanders moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Metcalf	Scanlon
Ahern	Dusinbery	Hawkins	Metzler	Sharkey
Allds	Egan	Henry	Miller	Siems
Apgar	Ellis	Herrick	Minton	Slater
Axtell	Everett	Hill	Morgan	Sloane
Babcock	Fallows	Hitchcock	Morris	Smith, A R
Baker	Fancher	Holsten	O'Connell	Smith, J E
Barnes	Farrell	Honeck	O'Connor	Smith, J L
Baum	Fish	Hyman, A	Z Patton	Smith, J T
Bedell	Fiske	Hyman, S F	Phillips	Snyder, R A
Beede	Fitzger'd J B	Irwin	Phipps	Snyder, T
Bradley	Fitzger'd J J	Juengst	Plank	Stevens
Brennan	Fordyce	Kelley, E E	Platt	Stewart
Bryan	Fowler	Kelly, G T	Post	Streifler
Burnett	Frisbie	Kelsey	Poth	Sullivan, T P
Cain	Galbraith	Kittell	Price	Sullivan, W J
Cohn	Gale	Knipp	Prince	Swift
Conger	Gardiner, R	Larzelere	Rierdon	Trainor
Cook	Gardner, C J	Lewis, M E	Roberts	Treat
Cooley	Geohan	Lewis, T D	Roche	Tripp
Costello	Gleason	Litchard	Rodenbeck	Waite
Cotton	Graham	Marson	Rogers	Walrath
Coughtry	Green	Martin	Rowe	Weekes
Darrison	Griffith	McCreary	Russell	West
Davis	Guider	McEwan	Rytenberg	Wheeler
Delaney, J T	Hallock	McInerney	Sage	Wilson
Delaney, W F	Halpin	McKeown	Sanders	Wissel
Demarest	Harburger	McMillan	Sands	Witter
Dillon	Harris	Meister	Sawyer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1284, Senate reprint No. 1431) entitled "An act to amend the Forest, Fish and Game Law, in

relation to hunting English pheasants in Suffolk county " (Int. No. 1069), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Section thirty-one of chapter twenty of the laws of nineteen hundred is hereby amended to read as follows:

§ 31. Mongolian ring-necked and English pheasants.--There shall be no open season for Mongolian ring-necked pheasants, nor shall the same be killed and possessed, except in the county of Suffolk, prior to the year nineteen hundred and five. Neither Mongolian ring-necked pheasants nor English pheasants shall be taken or possessed in the county of Suffolk from February first to September thirtieth, both inclusive.

§ 2. This act shall take effect immediately.

Mr. Post moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metzler	Sawyer
Ahern	Dusinbery	Henry	Miller	Scanlon
Allds	Egan	Hill	Minton	Sharkey
Apgar	Ellis	Hitchcock	Morgan	Siems
Axtell	Fallows	Holsten	Morris	Sloane
Babcock	Fancher	Hyman, A	ZO'Connell	Smith, A R
Baker	Farrell	Hyman, S F	O'Connor	Smith, J E
Barnes	Fish	Irwin	Patton	Smith, J. L
Baum	Fiske	Johnson	Phillips	Snyder R A
Bedell	Fitzger'd	J B Juengst	Phipps	Snyder T
Beede	Fitzgerald	J J Kelley, E E	Plank	Stevens
Bradley	Fordyce	Kelly, G T	Platt	Stewart
Brennan	Fowler	Kelsey	Post	Streifler
Bryan	Galbraith	Kittell	Poth	Sullivan, T P
Burnett	Gale	Knipp	Price	Sullivan, W J

Cain	Gardiner, R	Larzelere	Remsen	Swift
Cohn	Gardner, C J	Lewis, M E	Rierdon	Trainor
Conger	Geoghan	Lewis, T D	Roberts	Treat
Cook	Gleason	Litchard	Roche	Tripp
Cooley	Green	Maher	Rodenbeck	Waite
Cotton	Griffith	Marson	Rogers	Walrath
Coughtry	Guider	McCreary	Rowe	Weekes
Davis	Hallock	McEwan	Russell	West
De Graw	Halpin	McInerney	Ryttenberg	Wheeler
Delaney J T	Harburger	McKeown	Sage	Wilson
Delaney W F	Harris	McMillan	Sanders	Wissel
Demarest	Hasenflug	Meister	Sands	Witter
Dillon	Hatch	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1247, Senate reprint No. 1408) entitled "An act relating to taxes and assessments in the city of Buffalo" (Int. No. 1262), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 1, after the word "tax" insert the words "heretofore or."

Same section, line 3, after the word "improvement" insert the words "heretofore or."

Mr. Metzler moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Harris	McKeown	Sanders
Ahern	Dusinbery	Hasenflug	McMillan	Sands
Allds	Egan	Hatch	Metcalfe	Sawyer
Apgar	Ellis	Hawkins	Metzler	Scanlon
Axtell	Everett	Henry	Miller	Sharkey

Babcock	Fallows	Herrick	Minton	Siems
Baker	Fancher	Hill	Morgan	Sloane
Barnes	Farrell	Hitchcock	Morris	Smith, A R
Baum	Fish	Holsten	O'Connor	Smith, J E
Bedell	Fiske	Honeck	Patton	Smith, J L
Beede	Fitzger'd J B	Hyman, A Z	Phillips	Smith, J T
Brennan	Fitzger'd J J	Hyman, S F	Phipps	Snyder, R A
Bryan	Fordyce	Irwin	Plank	Snyder, T
Burnett	Fowler	Johnson	Platt	Stewart
Cain	Frisbie	Juengst	Post	Sullivan T P
Cohn	Galbraith	Kelley, E E	Poth	Sullivan, W J
Conger	Gale	Kelly, G T	Price	Swift
Cook	Gardiner, R	Kelsey	Prince	Trainor
Cooley	Gardner, C J	Kittell	Remsen	Treat
Costello	Geoghan	Knipp	Rierdon	Tripp
Cotton	Gleason	Larzelere	Roberts	Waite
Coughtry	Graham	Lewis, T D	Roche	Walrath
Darrison	Green	Litchard	Rodenbeck	West
Davis	Griffith	Maher	Rogers	Wheeler
De Graw	Guider	Marson	Rowe	Wilson
Delaney J T	Hallock	Martin	Russell	Wissel
Delaney, W F	Halpin	McCreary	Ryttenberg	Witter
Demarest	Harburger	McInerney	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1614, Senate reprint No. 1407) entitled "An act to establish the New York State Hospital for the care of crippled and deformed children" (Int. No. 792), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

Section 1. Establishment of the New York state hospital for the care of crippled and deformed children.—A state hospital, to be known as the New York state hospital for the care of crippled and deformed children, that shall be for the care and treatment of any indigent children who may have resided in the state of New York for a period of not less than one year, who are crippled or deformed or are suffering from disease from which they are likely to become crippled or deformed, shall be estab-

lished in the city of New York or within a reasonable distance of said city of New York. No patient suffering from an incurable disease shall be admitted to said hospital. Said hospital shall provide for and permit the freedom of religious worship of said inmates to the extent and in the manner required in other institutions, by chapter three hundred and ninety-six of the laws of eighteen hundred and ninety-two entitled "An act to provide for better security of freedom of worship in certain institutions."

§ 2. Board of managers, appointment of.—The governor by and with the advice and consent of the senate, shall appoint five citizens of this state who shall constitute the board of managers of the New York state hospital for the care of crippled and deformed children. The full term of office of each manager shall be five years, and the term of office of one of such managers shall expire annually. To effect such order of expiration of the term of office of the managers, the first appointment shall be made for the respective terms of five, four, three, two and one years. Appointments of successors to fill vacancies occurring by death, resignation or other cause, shall be made for the unexpired term. Other appointments shall be for the full term. Failure of any manager to attend the regular meetings of the board for the period of one year, shall be considered as a resignation therefrom, and his office shall be declared vacant by resolution of the board. A certified copy of such resolution shall forthwith be transmitted by the board to the governor. The managers shall receive no compensation for their services, but shall be allowed their reasonable traveling and other expenses. Such expenses shall be duly verified and paid by the treasurer of the board on the audit of the comptroller. Any of said new trustees may be removed from office by the governor for any cause that he may deem sufficient, after an opportunity to be heard in his defense, and the vacancy may be filled as herein provided. Three members of the board shall constitute a quorum for the transaction of business.

§ 3. Powers and duties of board of managers.—The board of managers shall have the general direction and control of the property and affairs of said hospital, which are not otherwise specially provided by law, subject to the inspection, visitation and powers of the state board of charities. They may acquire and hold, in the name of and for the people of the state of New York, by grant, gift, devise or bequest, property to be applied to the maintenance of indigent children who are crippled or deformed or are suffering from diseases through which they are likely to become crippled or deformed in and for the general use of the hospital. They shall,

1. Take care of the general interests of the hospital and see that its design is carried into effect according to law and its by-laws, rules and regulations.

2. Keep in a book provided for that purpose a fair and full record of their doings, which shall be open at all times to the inspection of the governor of the state, the state board of charities, or any person appointed by the governor, the state board of charities, or either house of the legislature, to examine the same.

3. Make a detailed report to the state board of charities, in each month of October, in such form as said state board of charities may require, and with such recommendations as said managers may deem expedient, together with a statement of all moneys received by them and of the progress made in the erection of buildings for hospital purposes, if any, for the year ending on the thirtieth day of September preceding the date of such report.

4. Establish such by-laws as they may deem necessary or expedient for regulating the duties of officers, assistants and employes of the hospital and make and enforce rules and regulations for the internal government, discipline and management of the same.

5. They shall appoint a surgeon in chief who shall be a person of suitable experience in the care and treatment of disabling and deforming diseases, and may for cause at any time remove him and appoint his successor. They shall also appoint a treasurer who shall have the custody of all moneys, obligations and securities belonging to the hospital.

§ 4. Powers and duties of the surgeon in chief.—The surgeon in chief shall be the superintendent of the hospital. He shall appoint and may remove the steward, matron and such assistant physicians and surgeons, assistants and attendants as may be necessary for the proper treatment of the patients under the care of the hospital, and shall have power to fill vacancies as often as they occur. Subject to the by-laws and regulations established by the board of managers, he shall have the general superintendence of the property, buildings, grounds, fixtures and effects, and control of all persons therein. He shall also,

1. Provide for ascertaining daily the condition of all the patients and proper prescription for their treatment.

2. Keep a book in which he shall cause to be entered at the time of the reception of any patient, his or her name, residence and occupation, and the date of such reception, by whom brought and by what authority committed, and an abstract of all orders, warrants, requests, certificates and other papers accompanying such person.

3. On or before the fifteenth of each month cause to be pre-

pared by the steward, estimates in duplicate of the amount required for the expenses of the hospital for the current month, including salaries and compensation of employes, which estimates shall be certified by him to be required for the hospital. When approved by the board of managers, one of said estimates shall be transmitted to the comptroller who shall, if he approve of the same, issue his warrant for the amount thereof and transmit the same to the treasurer of the hospital.

§ 5. Salaries and compensation for services.—All surgical and medical officers of the hospital, except the surgeon in chief, shall render their services gratuitously. All salaries and compensation of officers and employes shall be fixed by the board of managers with the approval of the comptroller, president of the state board of charities and the governor, within the appropriation made therefor.

§ 6. Powers and duties of treasurer.—The treasurer shall have the custody of all moneys, obligations and securities belonging to the hospital. He shall,

1. Open with some good and solvent bank conveniently near the hospital, to be selected with the approval of the comptroller of the state, an account in his name as such treasurer, for the deposit therein of all moneys, immediately upon receiving the same, and drawing from same only for the use of the hospital, in the manner prescribed in the by-laws, upon the written order of the steward specifying the object of the payment, approved by the surgeon in chief and subject to audit by the board of managers.

2. Keep a full and accurate account of all receipts and payments in the manner directed by the by-laws, and such other accounts as the managers shall prescribe.

3. Balance all accounts on his books annually on the last day of September and make a statement thereof and an abstract of the receipts and payments of the past year, and deliver the same within thirty days to the auditing committee of the managers who shall compare the same with the books and vouchers and verify the results upon further comparison with the books of the steward and certify to the correctness thereof to the managers at their next meeting.

4. Render statements quarterly in each year of his receipts and payments for the three months then next preceding to such auditing committee, who shall compare, verify and certify in regard to the same in the manner provided in the last preceding subdivision, and cause the same to be recorded in one of the books of the hospital.

5. Render a further account of the state of the books, and of the state of the funds and of the property in his hands, when-

ever required by the managers. Execute any necessary release and satisfaction of mortgage, judgment or other lien in favor of the hospital.

6. Such treasurer shall give an undertaking to the people of the state for the faithful performance of his duties, with such sureties and in such amount as the comptroller of the state shall approve.

§ 7. Official oath.—The surgeon in chief, treasurer and steward, before entering upon their duties as such, shall take the constitutional oath of office and file same in the office of the clerk of the county of New York.

§ 8. Who may receive treatment.—No patient shall be received except upon satisfactory proof made to the surgeon in chief by the next of kin, guardian or a state, town or county officer under rules to be established by the board of managers showing that the patient is unable to pay for private treatment. Such proof shall be by affidavit. If there was an attending physician before the patient entered the hospital, it shall be accompanied by the certificate of such physician giving the previous history and condition of the patient.

§ 9. Donations.—All donations made to the hospital may be received, retained and expended by the managers for the purposes for which they were given, or in such manner, if unaccompanied by conditions, as the board deems advisable.

§ 10. Managers' reports of receipts.—The managers shall make detailed report of all moneys received by them by virtue of this act, and the progress made in the erection of any buildings that may be hereafter from time to time erected, to the legislature, in January of each year, and also to the comptroller as often and in such manner as the comptroller shall or may from time to time require.

§ 11. Appropriation for maintenance of hospital.—There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of fifteen thousand dollars, or so much thereof as may be necessary, for New York state hospital for the care of crippled and deformed children in carrying out the provisions of this act.

§ 12. This act shall take effect immediately.

Mr. Allds moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McMillan	Sanders
Ahern	Egan	Hawkins	Meister	Sands
Alds	Everett	Herrick	Metcalfe	Scanlon
Apgar	Fallows	Hill	Metzler	Sharkey
Babcock	Fancher	Hitchcock	Miller	Siems
Baker	Farrell	Holsten	Minton	Slater
Barnes	Fish	Honeck	Morgan	Sloane
Baum	Fiske	Hyman, A Z	Morris	Smith, A R
Bedell	Fitzger'd J B	Hyman, S F	O'Connell	Smith, J L
Beede	Fitzger'd J J	Irwin	O'Connor	Smith J T
Brennan	Fordyce	Johnson	Patton	Snyder, R A
Bryan	Frisbie	Juengst	Phillips	Snyder, T
Burnett	Galbraith	Kelley, E E	Plank	Stevens
Cain	Gale	Kelly, G T	Platt	Stewart
Cohn	Gardiner, R	Kelsey	Post	Sullivan, T P
Conger	Gardner, C J	Kittell	Poth	Sullivan, W J
Cook	Geoghan	Knipp	Price	Swift
Cooley	Gleason	Larzelere	Prince	Trainor
Costello	Graham	Lewis, M E	Remsen	Treat
Coughtry	Green	Lewis, T D	Rierdon	Tripp
Darrison	Griffith	Litchard	Roberts	Walrath
Davis	Guider	Maher	Roche	Weekes
Delaney, J T	Hallock	Marson	Rogers	West
Delaney W F	Halpin	Martin	Rowe	Wheeler
Demarest	Harburger	McCreary	Russell	Wilson
Dillon	Harris	McEwan	Ryttenberg	Wissel
Doughty	Hasenflug	McKeown	Sage	Witter

In the negative,

Henry

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the bill (No. 1955. Senate reprint No. 1418) entitled "An act to amend the Forest, Fish and Game Law, relative to quail in Richmond county" (Int. No. 1221), with a message that they have concurred in the passage of the same with the following amendments:

Strike out § 2 and make former § 3 read § 2.

Amend the title to read as follows:

“An act to amend the Forest, Fish and Game Law, relative to quail in Richmond county.”

Mr. Metcalfe moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Meister	Sawyer
Ahern	Dusinbery	Herrick	Metcalfe	Scanlon
Allds	Egan	Hill	Metzler	Sharkey
Apgar	Ellis	Hitchcock	Minton	Siems
Axtell	Everett	Holsten	Morgan	Slater
Babcock	Fallows	Honeck	Morris	Sloane
Baker	Fancher	Hyman, A Z	O'Connell	Smith, A R
Barnes	Farrell	Hyman, S F	O'Connor	Smith, J E
Baum	Fish	Irwin	Patton	Smith, J L
Bedell	Fiske	Johnson	Phillips	Smith, J T
Beede	Fitzger'd JB	Juengst	I'hipps	Snyder, R A
Bradley	Fitzgerald JJ	Kelley, E E	Plank	Snyder, T
Brennan	Fordyce	Kelly, G T	Platt	Stevens
Bryan	Fowler	Kelsey	Post	Stewart
Burnett	Galbraith	Kittell	Poth	Streifler
Cohn	Gale	Knipp	Price	Sullivan, T P
Conger	Gardiner, R	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Cooley	Gleason	Lewis, T D	Rierdon	Treat
Costello	Graham	Litchard	Roberts	Tripp
Cotton	Griffith	Maher	Roche	Waite
Coughtry	Guider	Marson	Rodenbeck	Weekes
Darrison	Hallock	Martin	Rogers	West
Davis	Halpin	McCreary	Rowe	Wheeler
Delaney, J T	Harris	McEwan	Russell	Wilson
Delaney, W F	Hasenflug	McInerney	Sage	Wissel
Demarest	Hatch	McKeown	Sanders	Witter
Dillon	Hawkins	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2108, Senate reprint No. 1435) entitled "An act to amend chapter 518 of the Laws of 1889, entitled 'An act to revise the charter of the village of Mount Morris,' in relation to village officers and their duties" (Int. No. 993), with a message that they have concurred in the passage of the same with the following amendments:

Pages 2 and 3, strike out subdivision 33; also strike out § 36 down to and including the word "treasurer" in line 11.

Page 7, line 12, strike out the word "on" and insert the word "an."

§ 36c, line 1, strike out the word "paid" and insert the word "laid."

Mr. Barnes moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	Metcalf	Sawyer
Ahern	Egan	Herrick	Metzler	Scanlon
Allds	Ellis	Hill	Miller	Sharkey
Apgar	Everett	Hitchcock	Minton	Slater
Axtell	Fallows	Honeck	Morris	Sloane
Babcock	Fancher	Hyman, A Z	O'Connell	Smith, A R
Baker	Farrell	Hyman, S F	O'Connor	Smith, J E
Barnes	Fish	Irwin	Patton	Smith, J L
Baum	Fiske	Johnson	Phillips	Smith, J T
Bedell	Fitzger'd J B	Juengst	Phipps	Snyder, R A
Beede	Fitzger'd J J	Kelley, E E	Plank	Snyder, T
Bradley	Fordyce	Kelly, G T	Platt	Stevens
Brennan	Fowler	Kelsey	Post	Stewart
Bryan	Frishie	Kittell	Poth	Streifler
Burnett	Galbraith	Knipp	Price	Sullivan, T P

Cain	Gardiner, R	Larzelere	Prince	Sullivan, WJ
Cohn	Gardner, C J	Lewis, M E	Remsen	Swift
Conger	Geoghan	Lewis, T D	Rierdon	Trainor
Cook	Gleason	Litchard	Roberts	Tripp
Costello	Green	Maher	Roche	Treat
Cotton	Griffith	Marson	Rodenbeck	Waite
Coughtry	Guider	Martin	Rogers	Walrath
Darrison	Hallock	McCreary	Rowe	Weekes
Davis	Halpin	McEwan	Russell	West
De Graw	Harburger	McInerney	Ryttenberg	Wheeler
Delaney, J T	Harris	McKeown	Sage	Wilson
Delaney W F	Hasenflug	McMillan	Sanders	Wissel
Dillon	Hatch	Meister	Sands	Witter
Doughty	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2203, Senate reprint No. 1436) entitled "An act to authorize the city of New York to pay to soldiers, sailors and marines of the United States army and navy during the late war with Spain, who were in the employ of the city or any of its departments at the time of their enlistment, the salary or per diem compensation to which they would have been entitled if they had remained in the employ of the city" (Int. No. 786), with a message that they have concurred in the passage of the same with the following amendments:

Section 1, line 2, strike out the words "and empowered."

Section 2, line 2, strike out the word "shall" and insert the word "may;" also in line 6 strike out the word "shall" and insert the word "may."

Mr. Morris moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Sawyer
Ahern	Dusinbery	Hawkins	Metzler	Scanlon
Allds	Egan	Henry	Miller	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hill	Morgan	Slater
Babcock	Fallows	Hitchcock	Morris	Sloane
Baker	Fancher	Holsten	O'Connell	Smith, A R
Barnes	Farrell	Honeck	O'Connor	Smith, J E
Baum	Fish	Hyman, A Z	Patton	Smith, J L
Bedell	Fiske	Hyman, S F	Phillips	Smith J T
Beede	Fitzger'd J B	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Plank	Snyder, T
Brennan	Fordyce	Juengst	Platt	Stevens
Bryan	Fowler	Kelley, E E	Post	Stewart
Burnett	Frisbie	Kelly G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan T P
Cohn	Gale	Kittell	Prince	Sullivan, W J
Conger	Gardiner, R	Knipp	Remsen	Swift
Cook	Gardner, C J	Larzelere	Rierdon	Trainor
Cooley	Geoghan	Lewis, M E	Roberts	Treat
Costello	Gleason	Lewis, T D	Roche	Tripp
Cotton	Graham	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney J T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Harburger	McKeown	Sanders	Wissel
Demarest	Harris	McMillan	Sands	Witter
Dillon	Hasenflug	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Senate bill (No. 64) entitled "An act amending chapter 434 of the Laws of 1897, entitled 'An act to lay out and establish Silver Lake park as a public park in the county of Richmond, with connecting parkways and approaches thereto, and making provision for other parks and parkways in said county'" (Rec. No. 211), with a message that this bill was duly

passed by the Senate, March 12, 1900, a majority of all the Senators elected voting in favor thereof, three-fifths being present. Said bill was thereupon transmitted to the Assembly and returned by that body March 15, with a message that they had concurred in the passage of the same. Said bill was thereupon transmitted to the mayor of the city of New York, March 15, 1900, and was returned by said mayor March 29, with a message that after a public hearing thereon as provided by law said bill had not been accepted by said mayor. Said bill was thereupon again duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Mr. Speaker stated the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 89 }
 { NOES 60 }

Those who voted in the affirmative, were

Adams	De Graw	Harris	McEwan	Sawyer
Ahern	Delaney J T	Hatch	McMillan	Smith, A R
Allds	Doughty	Henry	Metzler	Smith, J L
Apgar	Dusinbery	Hill	Miller	Smith J T
Axtell	Ellis	Hitchcock	Morgan	Snyder, R A
Babcock	Everett	Irwin	Patton	Snyder, T
Baker	Fallows	Johnson	Phipps	Stevens
Bedell	Fancher	Kelley, E E	Plank	Swift
Beede	Fish	Kelsey	Platt	Treat
Brennan	Fordyce	Kittell	Post	Tripp
Bryan	Fowler	Knipp	Price	Waite
Burnett	Galbraith	Larzelere	Remsen	Walrath
Conger	Gardiner, R	Lewis, M E	Roberts	Weekes
Cook	Gardner, C J	Lewis, T D	Rodenbeck	West
Costello	Gleason	Litchard	Rogers	Wheeler

Cotton	Graham	Marson	Rowe	Wilson
Coughtry	Griffith	Martin	Russell	Witter
Darrison	Hallock	McCreary	Sands	

Those who voted in the negative, were

Barnes	Fiske	Herrick	Minton	Scanlon
Baum	Fitzger'd J B	Holsten	Morris	Sharkey
Bradley	Fitzger'd J J	Honeck	O'Connell	Siems
Cain	Frisbie	Hyman, A Z	O'Connor	Slater
Cohn	Gale	Hyman, S F	Phillips	Sloane
Cooley	Geoghan	Juengst	Poth	Smith, J E
Davis	Green	Kelly, G T	Prince	Stewart
Delaney W F	Guider	Maher	Rierdon	Striefler
Demarest	Halpin	McInerney	Roche	Sullivan, T P
Dillon	Harburger	McKeown	Ryttenberg	Sullivan, W J
Egan	Hasenflug	Meister	Sage	Trainor
Farrell	Hawkins	Metcalfe	Sanders	Wissel

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication was received from Hon. Isaac W. Sherrill, mayor of the city of Poughkeepsie, returning Assembly bill (No. 1533, Senate reprint No. 1219) entitled "An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie'" (Int. No. 972), with a message that said mayor, and the common council of said city, after a public hearing thereon, do not approve said bill and do not accept the same.

Mr. Speaker stated the question to be, "Shall this bill become a law notwithstanding the objections of the mayor and the common council, the legislative body of said city of Poughkeepsie thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 92 }
 { NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith, A B
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those voting in the negative, were

Barnes	Fitzger'd J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan T P
Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd J B	Holsten			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence, a resolution in the words following:

Resolved (if the Assembly concur), That the clerks of the Senate and Assembly prepare and cause to be printed and bound ten thousand copies of the memorial proceedings of the Legisla-

ture on the death of ex-Governor Roswell P. Flower, to be distributed as follows: Five hundred copies to the officers and reporters of the Legislature; five hundred copies to the family of the deceased; five hundred copies to the State officers and the remainder for use of the members of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 137 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hawkins	Metcalfe	Scanlon
Ahern	Dillon	Henry	Metzler	Sharkey
Allds	Doughty	Herrick	Miller	Siems
Apgar	Dusinbery	Hitchcock	Minton	Slater
Axtell	Egan	Holsten	Morgan	Sloane
Babcock	Ellis	Honeck	Morris	Smith, A R
Baker	Everett	Hyman, S F	O'Connell	Smith, J E
Barnes	Fallows	Irwin	O'Connor	Smith, J L
Baum	Fancher	Johnson	Patton	Smith J T
Bedell	Farrell	Juengst	Phipps	Snyder, R A
Beede	Fiske	Kelley, E E	Plank	Snyder, T
Bradley	Fitzger'd JB	Kelly, G T	Platt	Stevens
Brennan	Fitzger'd JJ	Kelsey	Post	Stewart
Bryan	Fordyce	Kittell	Poth	Streifler
Burnett	Fowler	Knipp	Prince	Sullivan, T P
Cain	Frisbie	Larzelere	Remsen	Sullivan, W J
Cohn	Galbraith	Lewis, M E	Rierdon	Swift
Conger	Gardiner, R	Lewis, T D	Roche	Trainor
Cook	Gardner, C J	Litchard	Rodenbeck	Treat
Cooley	Geoghan	Maher	Rogers	Tripp
Costello	Gleason	Marson	Rowe	Waite
Cotton	Green	Martin	Russell	Walrath
Coughtry	Griffith	McCreary	Ryttenberg	West
Darrison	Hallock	McEwan	Sage	Wheeler
Davis	Halpin	McInerney	Sanders	Wilson
De Graw	Harburger	McMillan	Sands	Wissel
Delaney, J T	Harris	Meister	Sawyer	Witter
Delaney, W F	Hasenflug			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution returning to the Governor, Assembly bill (No. 558, Int. No. 287) entitled "An act in relation to the public health constituting chapter 25 of the general laws, as amended by chapter 840 of the Laws of 1896, relative to the practice of veterinary medicine," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution offered by Mr. Allds, in relation to the late John W. Ambrose, with a message that they have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same without amendment:

"An act to release the real estate of St. Joseph's asylum in the city of New York, from assessments heretofore made." (No. 251, Int. No. 251.)

"An act to amend section 854 of the Code of Civil Procedure in relation to compelling the attendance and testimony of a witness." (No. 649, Int. No. 187.)

"An act to release the real estate of the Missionary Society of the Most Holy Redeemer in the State of New York, from assessments heretofore made." (No. 250, Int. No. 250.)

"An act to provide for the appointment of a purchasing committee of the board of supervisors of the county of St. Lawrence, and to prescribe its duties." (No. 645, Int. No. 598.)

"An act to amend the Banking Law, in relation to the appointment of a corporation as trustee or guardian of an infant." (No. 553, Int. No. 528.)

"An act to amend chapter 635 of the Laws of 1897, relative to inspections of steam boilers and licenses of engineers." (No. 1322, Int. No. 1082.)

"An act to amend chapter 122 of the Laws of 1898, entitled 'An act to promote education in forestry, to encourage and provide for the establishment of a college of forestry at Cornell University, and making an appropriation therefor,' relating to the disposition of proceeds from the sale of timber and otherwise." (No. 2005, Int. No. 669.)

"An act to amend the Military Code, in relation to hospital corps and military pharmacists." (No. 2007, Int. No. 1206.)

"An act to provide for the building of a lock in the dam now under construction by the State across the Saranac river at Saranac lake." (No. 2246, Int. No. 1133.)

"An act to provide for the construction of a vertical retaining wall on the easterly side of the Oneida feeder in the village of Oneida, Madison county, from the southerly termination of the present wall to the northerly side of the bridge over said feeder at Midland avenue, in said village, and making a reappropriation and an additional appropriation therefor." (No. 2161, Int. No. 1450.)

"An act making appropriation for improving the Glens Falls feeder by constructing vertical wall; and repairing the prism thereof." (No. 1750, Int. No. 1353.)

"An act to authorize and direct the clerk of the Court of Appeals to file the regents certificate of B. Benjamin Schiff, nunc pro tunc, as of the 26th day of February, 1898." (No. 2061, Int. No. 1534.)

"An act to provide for the construction of a steel bridge at Foreman street over the outlet to Cazenovia Lake reservoir in the village of Cazenovia, Madison county, and for cleaning and bottoming out said outlet and the repairing of other structures thereon, and making an appropriation therefor." (No. 1930, Int. No. 1452.)

"An act to legalize and confirm the election of three fire commissioners and a treasurer of the Cairo village fire district, in the town of Cairo, county of Greene, state of New York, held on the 22d day of January, 1900, and all official acts of such fire commissioners and treasurer performed since such election." (No. 2322, Int. No. 1668.)

"An act to authorize the Adjutant-General of the State of New York to award a long service medal for service in the National Guard to George T. Hollingsworth, of the city of Utica." (No. 2237, Int. No. 1621.)

"An act to authorize the board of supervisors of the county of Hamilton to ascertain, levy and collect a tax upon certain lands in said county and to regulate the disposition thereof." (No. 2191, Int. No. 1602.)

"An act to amend the Town Law, relating to the sale and conveyance of town property." (No. 2240, Int. No. 1624.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to authorize the city of Yonkers to equip and maintain additional fire houses and issue bonds therefor." (No. 2124, Int. No. 1556.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act entitled 'An act to amend chapter 446 of the Laws of 1896, entitled An act to authorize electric light companies in towns and villages of this State to acquire real estate.'" (No. 2409, Int. No. 84.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend the Greater New York charter, relating to newspapers to be designated in which corporate notices are to be advertised." (No. 1443, Int. No. 980.)

"An act to provide for a commission to revise, amend, reform, simplify, abridge and codify the laws, rules, practice, pleadings, forms and proceedings of the Municipal Court of the city of New York, the clerks, officers and attendants thereof, and the marshals attached thereto." (No. 2066, Int. No. 1539.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York."

The Senate returned the following entitled bills:

"An act making an appropriation to continue the promotion of sugar beet culture, in accordance with the provisions of chapter 500 of the Laws of 1897." (No. 1600, Senate reprint No. 1380, Int. No. 143.)

"An act to appropriate money for the completion of the State armory at Schenectady, as provided by chapter 771, Laws of 1897." (No. 68, Senate reprint No. 1379, Int. No. 68.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act in relation to the construction, maintenance and operation of railroads upon Carlton avenue, in the borough of Brooklyn, in the city of New York." (No. 296, Senate reprint No. 1307, Int. No. 296.)

"An act in relation to the construction, maintenance and operation of railroads upon Ashland place, in the borough of Brooklyn, in the city of New York." (No. 295, Senate reprint No. 1309, Int. No. 295.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to confirm certain assessments for the construction of sewers and paving and improving certain streets and avenues and portions thereof, in the city of Syracuse." (No. 1826, Senate reprint No. 1327, Int. No. 758.)

Ordered That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

"An act to amend section 2 of chapter 255 of the Laws of 1892, relating to contracts for lighting in towns in the county of Nassau." (No. 1440, Senate reprint No. 1217, Int. No. 352.)

"An act in relation to real property, exempt by law from taxation, and providing for the publication of lists thereof annually, by the several cities of the State." (No. 1258, Senate reprint No. 1228, Int. No. 949.)

"An act to amend section 65 of the Railroad Law, in regard to time for filing claims for damages to property by reason of the abolishment of grade crossings." (No. 1733, Senate reprint No. 1308, Int. No. 906.)

"An act to amend the Membership Corporation Law, relating to the election of directors of cemetery corporations." (No. 1831, Senate reprint No. 1361, Int. No. 978.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to authorize the fire commissioner of the city of New York to inquire into the dismissal from the fire department of Edward L. Lynch, a fireman, and in his discretion to reinstate him." (No. 1480, Senate reprint No. 1223, Int. No. 958.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to reappropriate certain unexpended balances of former appropriations." (No. 1859, Senate reprint No. 1377, Int. No. 1414.)

"An act to amend the Forest, Fish and Game Law, relative to close season and possession of deer." (No. 1676, Senate reprint No. 1387, Int. No. 1163.)

"An act appointing a public administrator in counties wherein the office of county treasurer has been abolished." (No. 1690, Senate reprint No. 1230, Int. No. 1091.)

"An act to amend the Forest, Fish and Game Law, relative to taking clams and oysters about Staten Island." (No. 1669, Senate reprint No. 1264, Int. No. 1017.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same, without amendment.

"An act to amend the Penal Code, relating to loan, use or sale of personal credit security taking usury." (No. 1539, Int. No. 270.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

"An act relating to taxes and assessments in the city of Buffalo." (No. 2247, Senate reprint No. 1408, Int. No. 1262.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act to authorize the city of New York to pay to soldiers, sailors and marines of the United States army and navy during the late war with Spain, who were in the employ of the city or any of its departments at the time of their enlistment, the salary or per diem compensation to which they would have been entitled if they had remained in the employ of the city." (No. 2203, Senate reprint No. 1436, Int. No. 786.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to establish the New York State Hospital for the care of crippled and deformed children." (No. 1614, Senate reprint No. 1407, Int. No. 792.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend section 3131 of the Code of Civil Procedure in relation to the justices court in the city of Brooklyn." (No. 1596, Senate reprint No. 1446, Int. No. 126.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Forest, Fish and Game Law, relative to services at forest fires." (No. 1776, Senate reprint No. 1417, Int. No. 1035.)

"An act to amend chapter 518 of the Laws of 1889, entitled 'An act to revise the charter of the village of Mount Morris,' in relation to village officers and their duties." (No. 2108, Senate reprint No. 1435, Int. No. 993.)

"An act to amend the Forest, Fish and Game Law, in relation to hunting English pheasants in Suffolk county." (No. 1284, Senate reprint No. 1431, Int. No. 1069.)

"An act to amend the Forest, Fish and Game Law, relative to

quail in Richmond county.” (No. 1955, Senate reprint No. 1418, Int. No. 1221.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same without amendment:

“An act to authorize the village of Whitesboro, in the county of Oneida, to borrow money and issue bonds or certificates of indebtedness therefor, for the construction of a system of sewerage in said village.” (No. 2186, Int. No. 1597.)

“An act to legalize the special election and all proceedings connected therewith, held in the village of Whitesboro, Oneida county, March 13, 1900.” (No. 2185, Int. No. 1596.)

“An act amending section 2 of chapter 892 of the Laws of 1896, entitled ‘An act authorizing the appointment of personal clerks to the justices of the Supreme Court in the second judicial district, not including the county of Kings, and authorizing the supervisors of the several counties in the second judicial district, not including the county of Kings, to appropriate and pay compensation to such clerks,’ relative to the compensation of said clerks.” (No. 1371, Int. No. 1132.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

“An act to amend part 1, article 4, of chapter 20 of the Laws of 1900, entitled ‘An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,’ so as to allow the forest, fish and game commission to prescribe rules and regulations for catching bullheads, suckers, mullet and carp in certain waters of Seneca county.” (No. 1369, Senate reprint No. 1416, Int. No. 1130.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same without amendment:

“An act to amend section 188 of the Tax Law.” (No. 1980, Int. No. 1471.)

“An act for the relief of the Hebrew Infant Asylum of the city of New York, relating to taxes for the year 1898.” (No. 1632, Int. No. 1281.)

Ordered, That the Clerk deliver said bills to the Governor.

A communication was received from Hon. Orlando Lewis, mayor of the city of Auburn, returning the bill (No. 2143) entitled "An act to amend section 86 of chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn' relative to the amount of money to be raised for the health fund" (Int. No. 1465), with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 1534) entitled "An act to provide for commissioners for the erection of a monument and statue of the late General Edward B. Fowler, in the place and stead of the commissioners constituted by chapter 533 of the Laws of 1897" (Int. No. 691), with a message that said mayor, after a public hearing, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 523) entitled "An act to amend chapter 564 of the Laws of 1898, and the act amendatory thereof, by including the town of New-town within the provision of said chapter" (Int. No. 145), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Fallows, the privileges of the floor was granted to Comptroller Bird S. Coler, of New York.

On request of Mr. Fordyce, the bill (No. 2460) entitled "An act farther defining the powers of corporations organized for manufacturing purposes in any town or village in this State" (Int. No. 1727), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Harburger, the bill (No. 2047) entitled "An act to amend chapter 690 of the Laws of 1892, entitled "An act in relation to insurance corporations, constituting chapter 38 of the general laws" (Int. No. 1518), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Weekes, the bill (No. 2051) entitled "An act to amend the Greater New York charter, relative to the department of education" (Int. No. 1522), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fowler, the bill (No. 2350) entitled "An act to provide for the drainage of the Conewango creek, in the county of Chautauqua, and making an appropriation therefor" (Int. No. 1675), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fancher, the bill (No. 2459) entitled "An act to repeal section 65 of article 4 of the Public Health Law" (Int. No. 1726), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Gardiner, the bill (No. 2338) entitled "An act in relation to chiropodists and the practice of chiropody" (Int. No. 1038), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Barnes, the bill (No. 2369) entitled "An act to authorize the commissioners of Watkins Glen Reservation to purchase certain lands in the town of Dix, in the county of Schuyler, for a State park or reservation, and making an appropriation therefor" (Int. No. 1355), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Kittell, the bill (No. 2447) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of R. Perkins Mitchell against the State for services rendered by him to the State and to render judgment therefor" (Int. No. 1720), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Rodenbeck, the bill (No. 2463) entitled "An act to authorize the city of Rochester to supply water from its water mains to the property of Frank Scherer in the town of Gates, New York, outside of, but near to the corporate limit of, said city" (Int. No. 1729), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. R. A. Snyder, the bill (No. 1920) entitled "An act to confer jurisdiction upon the Court of Claims to open, rehear and redetermine the claim of John E. Pidgeon against the State, for extra work performed and loss and damages sustained by him, and to render judgment therefor" (Int. No. 1442), was referred the committee on rules for the purpose of making said bill a special order on second and third readings.

On request of Mr. Kelsey, the Senate bill (No. 1444) entitled "An act abolishing the office of the superintendent of the State land survey and repealing chapter 589 of the Laws of 1895" (Rec. No. 431), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Bedell, the Senate bill (No. 1411) entitled "An act to amend chapter 529 of the Laws of 1896, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Port Jervis, and to repeal certain acts and parts of acts'" (Rec. No. 423), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Wm. E. Morris, the Senate bill (No. 1343) entitled "An act to lay out, establish, build and maintain a causeway bridge or viaduct for use as a public street across the Jerome Park reservoir, from Jerome avenue to Sedgwick avenue in the city of New York" (Rec. No. 370), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Slater, the Senate bill (No. 1260) entitled "An act for the relief of Theodore D. Camp" (Rec. No. 307), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Fallows, the Senate bill (No. 1413) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against John Hock, formerly a precinct detective of the police department of said city, and to reinstate him in said department" (Rec. No. 434), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fallows the Senate bill (No. 1414) entitled "An act to enable the board of police commissioners of the city

of New York to rehear and determine the charges against Michael Doherty, formerly a captain of the police department of said city, and to reinstate him in said department " (Rec. No. 433), was referred to the committee on rules for the purpose of making said bill a special order on second and third readings.

On request of Mr. J. T. Delaney, the Senate bill (No. 1269) entitled "An act to amend the Code of Civil Procedure, in relation to the designation of trial justices in certain cases " (Rec. No. 380), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1142) entitled "An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings " (Rec. No. 366), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. J. E. Smith, the Senate bill (No. 1054) entitled "An act to authorize the commissioners of the sinking fund of the city of New York to purchase from any corporation possessing the same, a valid charter with authority to construct a bridge over the East river at Blackwell's island connecting the borough of Manhattan with the borough of Queens " (Rec. No. 352), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Weekes, the Senate bill (No. 1323) entitled "An act to further amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the court of general sessions and its judges and officers, and to provide for the appointment of an additional stenographer for said court " (Rec. No. 355), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Litchard, the Senate bill (No. 1391) entitled "An act to amend the Agricultural Law, relative to violations thereof " (Rec. No. 407), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Stevens, the Senate bill (No. 757) entitled "An act to amend the provisions of title 5 of the Penal Code relating to crimes against the elective franchise" (Rec. No. 368), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Roche, the Senate bill (No. 1185) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the police department of said city" (Rec. No. 400), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Wilson, the Senate bill (No. 991) entitled "An act to amend section 2703 of the Code of Civil Procedure, relating to the recording of wills" (Rec. No. 237), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Kelly, the Senate bill (No. 798) entitled "An act to amend subdivision 6 of section 12 of title 5 of chapter 905 of the Laws of 1896, entitled 'An act to incorporate the city of Watervliet'" (Rec. No. 297), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Kelly, the Senate bill (No. 1392) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game, constituting chapter 31 of the general laws,' by adding thereto a section to be known as section 200-a, relative to laying out private parks" (Rec. No. 418), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Kelly, the Senate bill (No. 1107), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of The A. H. Andrews Company against the State of New York, for goods, wares and merchandise sold and delivered to J. Warren Mead, agent and warden of Au-

burn State Prison " (Rec. No. 344), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1277) entitled " An act to amend section 100 of the Railroad Law, in relation to motive power of street surface railroads in the counties of Herkimer and Hamilton " (Rec. No. 168), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Babcock, the Senate bill (No. 1291) entitled "An act to amend the Agricultural Law, relating to tests for ascertaining the amount of fats in milk " (Rec. No. 427), was referred to the committee on rules for the purpose of making the said bill a special order on third reading.

On request of Mr. Lewis, the Senate bill (No. 1415) entitled " An act to amend chapter 346 of the Laws of 1897, entitled ' An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' relative to the appointment of assistants and the drawing of jurors " (Rec. No. 407), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rodenbeck, the Senate bill (No. 1157) entitled " An act to amend section 444 of the Code of Criminal Procedure, relative to trials for murder and manslaughter " (Rec. No. 385), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Speaker, the Senate bill (No. 1403) entitled " An act to amend the Forest, Fish and Game Law, relative to fishing in Chautauqua Lake " (Rec. No. 413), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Babcock, the Senate bill (No. 747) entitled " An act to amend chapter 432 of the Laws of 1872, entitled ' An act to amend chapter 90, Laws of 1869, being an act entitled An act to provide for the improvement of the navigation of the Racket and of the hydraulic power thereon and to check freshets therein ' " (Rec. No. 172), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Malby, the Senate bill (No. 783) entitled "An act to provide for the establishment and maintenance of storage reservoirs on the Racket river and its tributaries, to equalize the flow of water in said river and to improve the navigation thereof, to provide at all seasons of the year a pure, wholesome and ample supply of water for public and municipal uses of towns and incorporated cities and villages along said river, to improve and protect the sanitary conditions along the course thereof and to increase the average hydraulic power thereon and to check freshets" (Rec. No. 313), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Fallows, the Senate bill (No. 1127) entitled "An act to amend section 2562 of the Code of Civil Procedure, relative to additional allowance in settling accounts in Surrogate's Court" (Rec. No. 350), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Fallows, the Senate bill (No. 1271) entitled "An act to repeal section 2536 of the Code of Civil Procedure, relative to the publication of citation, etc., in any proceeding in the Surrogate's Court" (Rec. No. 347), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1409) entitled "An act to provide for the improvement, care and protection of lands known as the 'Stony Point peninsula,' the title to which has been acquired in the name of the people of the State, and making an appropriation therefor" (Rec. No. 424), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Fallows, the Senate bill (No. 1412) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Bernard Meehan, formerly a precinct detective of the police department of said city, for reinstatement in said department" (Rec. No. 432), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. White, the Senate bill (No. 1169) entitled "An act to further amend chapter 182 of the Laws of 1898 entitled 'An

act for the government of cities of the second class ' ' ' (Rec. No. 272), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. West, the Senate bill (No. 915) entitled "An act to provide for reincorporation under the laws of this State of foreign moneyed corporations" (Rec. No. 287), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Rowe, the Senate bill (No. 1422) entitled "An act to amend chapter 20 of the Laws of 1900 entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 32 of the general laws,' relative to taking fish from boundary waters" (Rec. No. 356), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Rodenbeck, the Senate bill (No. 1425) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of public highways,' in relation to the powers of the State Engineer and Surveyor" (Rec. No. 405), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Trainor, the Senate bill (No. 1442) entitled "An act to amend the Greater New York charter, in relation to qualification of patrolmen" (Rec. No. 408), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On request of Mr. Trainor, the Senate bill (No. 1438) entitled "An act to amend section 2728 of the Code of Civil Procedure, relative to executor's accounting proceeding in the Surrogate's Court" (Rec. 416), was referred to the committee on rules for the purpose of making said bill a special order on second reading.

On motion of Mr. Kelsey, the House adjourned to meet to-morrow at 10 o'clock a. m.

THURSDAY, APRIL 5, 1900.

The House met pursuant to adjournment.

Prayer by Rev. George N. Karner.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

“An act farther defining the powers of corporations organized for manufacturing purposes in any town or village in this state.” (No. 2460, Int. No. 1727.)

“An act to amend chapter 690 of the Laws of 1892, entitled ‘An act in relation to insurance corporations, constituting chapter 38 of the general laws.’ (No. 2047, Int. No. 1518.)

“An act to amend the Greater New York charter, relative to the department of education.” (No. 2051, Int. No. 1522.)

“An act to provide for the drainage of the Conewango creek in the county of Chautauqua, and making an appropriation therefor.” (No. 2350, Int. No. 1675.)

“An act to repeal section 65 of article 4 of the Public Health Law.” (No. 2459, Int. No. 1726.)

“An act in relation to chiropodists and the practice of chiropody.” (No. 2338, Int. No. 1038.)

“An act to authorize the commissioners of Watkins Glen Reservation to purchase certain lands in the town of Dix, in the county of Schuyler, for a State park or reservation, and making an appropriation therefor.” (No. 2369, Int. No. 1355.)

“An act to confer on the Court of Claims to hear, audit and determine the alleged claim of R. Perkins Mitchell against the State for services rendered by him to the State and to render judgment therefor.” (No. 2447, Int. No. 1720.)

“An act to authorize the city of Rochester to supply water from its water mains to the property of Frank Scherer in the town of Gates, New York, outside of, but near to the corporate limit of, said city.” (No. 2463, Int. No. 1729.)

“An act to confer jurisdiction upon the Court of Claims, to open, re-hear and redetermine the claim of John E. Pidgeon against the State, for extra work performed and loss and damages sustained by him, and to render judgment therefor.” (No. 1920, Int. No. 1442.)

Senate, “An act abolishing the office of the superintendent of the State Land Survey and repealing chapter 589 of the Laws of 1895.” (No. 1444, Rec. No. 431.)

Senate “An act to amend chapter 529 of the Laws of 1896, entitled “An act to revise, amend and consolidate the several acts relating to the village of Port Jervis, and to repeal certain acts and parts of acts.’” (No. 1411, Rec. No. 423.)

Senate, “An act to lay out, establish, build and maintain a causeway bridge or viaduct for use as a public street across the Jerome Park reservoir, from Jerome avenue to Sedgwick avenue in the city of New York.” (No. 1343, Rec. No. 370.)

Senate, “An act for the relief of Theodore D. Camp.” (No. 1260, Rec. No. 307.)

Senate, “An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against John Hock, formerly a precinct detective of the police department of said city, and to reinstate him in said department.” (No. 1413, Rec. No. 434.)

Senate, “An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Michael Doherty, formerly a captain of the police department of said city, and to reinstate him in said department.” (No. 1414, Rec. No. 433.)

Senate, “An act to amend the Code of Civil Procedure, in relation to the designation of trial justices in certain cases.” (No. 1269, Rec. No. 380.)

Senate, “An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings.” (No. 1142, Rec. No. 366.)

Senate, “An act to authorize the commissioners of the sinking fund of the city of New York to purchase from any corporation

possessing the same, a valid charter with authority to construct a bridge over the East river at Blackwell's island connecting the borough of Manhattan with the borough of Queens." (No. 1054, Rec. No. 352.)

Senate, "An act to further amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the Court of General Sessions and its judges and officers, and to provide for the appointment of an additional stenographer for said court." (No. 1323, Rec. No. 355.)

Senate, "An act to amend the Agricultural Law, relative to violations thereof." (No. 1391, Rec. No. 409.)

Senate, "An act to amend the provisions of title 5 of the Penal Code relating to crimes against the elective franchise." (No. 757, Rec. No. 368.)

Senate, "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the police department of said city." (No. 1185, Rec. No. 400.)

Senate, "An act to amend section 2703 of the Code of Civil Procedure, relating to the recording of wills." (No. 991, Rec. No. 237.)

Senate, "An act to amend subdivision 6 of section 12 of title 5 of chapter 905 of the Laws of 1896, entitled 'An act to incorporate the city of Watervliet.' " (No. 798, Rec. No. 297.)

Senate, "An act to amend chapter 20 of the Laws of 1800, entitled 'An act for the protection of forests, fish and game, constituting chapter 31 of the general laws,' by adding thereto a section to be known as section 200-a, relative to laying out private parks." (No. 1392, Rec. No. 418.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of The A. H. Andrews Company against the State of New York, for goods, wares and merchandise sold and delivered to J. Warren Mead, agent and warden of Auburn State Prison." (No. 1107, Rec. No. 344.)

Senate, "An act to amend section one hundred of the Railroad Law in relation to motive power of street surface railroads in the counties of Herkimer and Hamilton." (No. 1277, Rec. No. 168.)

Senate, "An act to amend the Agricultural Law, relating to tests for ascertaining the amount of fats in milk." (No. 1291, Rec. No. 427.)

Senate, "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' relative to the appointment of assistants and the drawing of jurors." (No. 1415, Rec. No. 407.)

Senate, "An act to amend section 444 of the Code of Criminal Procedure, relative to trials for murder and manslaughter." (No. 1157, Rec. No. 385.)

Senate, "An act to amend the Forest, Fish and Game Law, relative to fishing in Chautauqua lake." (No. 1403, Rec. No. 413.)

Senate, "An act to amend chapter 432 of the Laws of 1872, entitled 'An act to amend chapter 90, Laws of 1869, being an act entitled An act to provide for the improvement of the navigation of the Racket river, and of the hydraulic power thereon, and to check freshets therein.'" (No. 747, Rec. No. 172.)

Senate, "An act to provide for the establishment and maintenance of storage reservoirs on the Racket river and its tributaries, to equalize the flow of water in said river and to improve the navigation thereof, to provide at all seasons of the year a pure, wholesome and ample supply of water for public and municipal uses of towns and incorporated cities and villages along said river, to improve and protect the sanitary conditions along the course thereof and to increase the average hydraulic power thereon and to check freshets." (No. 783, Rec. No. 313.)

Senate, "An act to amend section 2562 of the Code of Civil Procedure, relative to additional allowance in settling accounts in Surrogate's Court." (No. 1127, Rec. No. 350.)

Senate, "An act to repeal section 2536 of the Code of Civil Procedure, relative to the publication of citation et cetera, in any proceeding in the Surrogate's Court." (No. 1271, Rec. No. 347.)

Senate, "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Bernard Meehan, formerly a precinct detective of the police department of said city, for reinstatement in said department." (No. 1412, Rec. No. 432.)

Senate, "An act to further amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class.' " (No. 1169, Rec. No. 272.)

Senate, "An act to provide for the reincorporation under the Laws of this State of foreign moneyed corporations." (No. 915, Rec. No. 287.)

Senate, "An act to provide for the improvement, care and protection of lands known as the 'Stony Point peninsula,' the title to which has been acquired in the name of the people of the State, and making an appropriation therefor." (No. 1409, Rec. No. 424.)

Senate, "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,' relative to taking fish from boundary waters." (No. 1422, Rec. No. 356.)

Senate, "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of public highways,' in relation to the powers of the State Engineer and Surveyor." (No. 1425, Rec. No. 405.)

Senate, "An act to amend the Greater New York charter, in relation to qualification of patrolmen." (No. 1442, Rec. No. 408.)

Senate, "An act to amend section 2728 of the Code of Civil Procedure, relative to executor's accounting proceeding in the Surrogate's Court." (No. 1438, Rec. No. 416.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. M. E. Lewis introduced a bill entitled "An act to establish a State Department of Education" (Int. No. 1733), which was read the first time and referred to the committee on public education.

The Senate sent for concurrence the following entitled bills:

"An act for the relief of the Beth Israel Hospital Association from water rents" (No. 1463, Rec. No. 436), which was read the

first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations constituting chapter 43 of the general laws,' in respect to Christian associations" (No. 1462, Rec. No. 437), which was read the first time and referred to the committee on charitable and religious societies.

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of R. Perkins Mitchell against the State for services rendered by him to the State and to render judgment therefor" (No. 1452, Rec. No. 438), which was read the first time.

On motion of Mr. Kittell, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Kittell, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 145 }
} NOES 90 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Meister	Sawyer
Ahern	Dusinbery	Hatch	Metcalfe	Scanlon
Allds	Egan	Hawkins	Metzler	Sharkey
Apgar	Ellis	Henry	Miller	Siems
Axtell	Everett	Herrick	Minton	Slater
Babcock	Fallows	Hill	Morgan	Sloane
Baker	Fancher	Hitchcock	Morris	Smith A R
Barnes	Farrell	Holsten	O'Connell	Smith, J E
Baum	Fish	Honeck	O'Connor	Smith, J L
Bedell	Fiske	Hyman, A Z	Patton	Smith, J T
Beede	Fitzger'd J B	Hyman, S F	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Irwin	Plank	Snyder, T
Brennan	Fordyce	Johnson	Platt	Stevens
Bryan	Fowler	Juengst	Post	Stewart

Burnett	Frisbie	Kelley, E E	Poth	Streifler
Cain	Galbraith	Kelly, G T	Price	Sullivan, T P
Cohn	Gale	Kelsey	Prince	Sullivan, W J
Conger	Gardiner, R	Kittell	Remsen	Swift
Cook	Gardner, C J	Knipp	Rierdon	Trainor
Cooley	Geoghan	Larzelere	Roberts	Treat
Costello	Gleason	Lewis, M E	Roche	Tripp
Cotton	Graham	Lewis, T D	Rodenbeck	Waite
Coughtry	Green	Litchard	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney, J	THalpin	McInerney	Sage	Wilson
Delaney, W	F Harburger	McKeown	Sanders	Wissel
Dillon	Harris	McMillan	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend chapter 381 of the Laws of 1899, entitled 'An act relating to attendants upon the Supreme Court and county court, in and for the county of Monroe' (No. 1449, Rec. No. 439), which was read the first time and referred to the committee on the Judiciary.

"An act to amend the Forest, fish and Game Law, relative to additional protection of the forest preserve" (No. 1410, Rec. No. 440), which was read the first time and referred to the committee on fisheries and game.

"An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds for an addition to the county house, in said county, and for the erection of district attorney's and sheriff's offices and jury rooms" (No. 1453, Rec. No. 441), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 100 of the Railroad Law, in relation to motive power of street surface railroads in the counties of Herkimer and Hamilton" (No. 1467, Rec. No. 442), which was read the first time and referred to the committee on railroads.

"An act relative to the city funds of the city of Syracuse, and to provide for unpaid over-drafts and deficiencies" (No. 1480, Rec. No. 443), which was read the first time and referred to the committee on rules.

"An act making an appropriation for building a guardlock, with retaining works and waste weirs in the Cayuga and Seneca canal and Seneca river, for the purpose of maintaining and regulating the waters of Seneca lake" (No. 1477, Rec. No. 444), which was read the first time and referred to the committee on rules.

"An act directing the State Engineer and Surveyor to cause surveys, plans and estimates to be made for improving the Erie canal, the Champlain canal and the Oswego canal, and making an appropriation therefor" (No. 1385, Rec. No. 445), which was read the first time and referred to the committee on rules.

"An act to amend chapter 470 of the Laws of 1890, entitled 'An act to amend chapter 220 of the Laws of 1866, entitled An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof, to repeal certain acts relating thereto, and to organize and establish a street department for the said village and to define its powers and duties'" (No. 1355, Rec. No. 446), which was read the first time and referred to the committee on affairs of villages.

"An act authorizing the acquiring of lands in and adjoining the city of Watertown for a public park and creating a park commission for said city" (No. 1475, Rec. No. 447), which was read the first time and referred to the committee on rules.

"An act making appropriations for certain expenses of government and for the payment of extraordinary expenses incurred under the provisions of the Constitution and Executive Law in the conduct of criminal proceedings and investigations in the county of New York" (No. 1478, Rec. No. 448), which was read the first time and referred to the committee on rules.

"An act to amend the Insanity Law, in relation to treasurer of State hospitals" (No. 1002, Rec. No. 449), which was read the first time and referred to the committee on rules.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jacob L. Davis against the State for damages alleged to have been sustained by him, and to render judgment therefor" (No. 1455, Rec. No. 450), which was read the first time and referred to the committee on rules.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of David H. Justin

and Henry A. Justin against the State for damages alleged to have been sustained by them, and to render judgment therefor " (No. 1456, Rec. No. 451), which was read the first time and referred to the committee on rules.

"An act authorizing the superintendent of public works of the State of New York, to construct and extend the tow-path of the Cayuga and Seneca canal, from its present terminus, southerly along the west shore of the Geneva harbor, about twelve hundred feet to the opening in the long pier, and making an appropriation therefor " (No. 574, Rec. No. 452), which was read the first time and referred to the committee on rules.

"An act to amend section 30 of the Insurance Law, relative to service of process upon foreign insurance corporations " (No. 1211, Rec. No. 453), which was read the first time and referred to the committee on rules.

Mr. Speaker announced the special order, being the bill (No. 2459) entitled "An act to repeal section 65 of article 4 of the Public Health Law." (Int. No. 1726.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	89	}
{	NOES	5	}

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McCreary	Sloane
Ahern	Dusinbery	Hatch	McInerney	Smith, J E
Allds	Ellis	Hawkins	McKeown	Smith, J L
Apgar	Everett	Henry	Meister	Smith J T
Axtell	Fallows	Hill	Metcalfe	Snyder, R A
Babcock	Fancher	Hitchcock	Patton	Snyder, T
Barnes	Fiske	Holsten	Phillips	Stevens
Bedell	Fitzger'd JB	Honeck	Phipps	Streifler
Beede	Fitzger'd JJ	Hyman, A Z	Price	Sullivan, W J
Bradley	Fordyce	Johnson	Prince	Swift
Brennan	Fowler	Juengst	Remsen	Trainor

Bryan	Galbraith	Kelley, E E	Roche	Waite
Conger	Gale	Kelly, G T	Rowe	Walrath
Cotton	Griffith	Kelsey	Russell	Weekes
Coughtry	Guider	Kittell	Ryttenberg	Wilson
Darrison	Hallock	Knipp	Sage	Wissel
Davis	Halpin	Litchard	Sanders	Witter
Demarest	Harris	Martin	Slater	

Those who voted in the negative, were

Cook Gardiner, R Hyman, S F Lewis, M E Sharkey

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2463) entitled "An act to authorize the city of Rochester to supply water from its water mains to the property of Frank Scherer, in the town of Gates, New York, outside of, but near to the corporate limit of, said city." (Int. No. 1729.)

On motion of Mr. Rodenbeck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 135 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Henry	Miller	Scanlon
Ahern	Dusinbery	Hill	Minton	Sharkey
Allds	Egan	Hitchcock	Morgan	Siems
Apgar	Ellis	Holsten	Morris	Slater
Axtell	Everett	Hyman, A	O'Connell	Smith, A R
Babcock	Fancher	Hyman, S F	O'Connor	Smith, J E
Baker	Farrell	Johnson	Patton	Smith, J E
Barnes	Fish	Juengst	Phillips	Smith, J T
Baum	Fiske	Kelley, E E	Phipps	Snyder, R A
Bedell	Fitzger'd J J	Kelly, G T	Platt	Snyder, T
Beede	Fordyce	Kelsey	Post	Stevens

Bradley	Fowler	Kittell	Poth	Stewart
Brennan	Galbraith	Knipp	Price	Streifler
Bryan	Gale	Larzelere	Prince	Sullivan, T P
Cain	Gardiner, R	Lewis, M E	Remsen	Sullivan, W J
Cohn	Gardner, C J	Lewis, T D	Rierdon	Swift
Cook	Geoghan	Litchard	Roberts	Trainor
Cooley	Gleason	Maher	Roche	Treat
Costello	Graham	Marson	Rodenbeck	Tripp
Cotton	Green	Martin	Rogers	Waite
Coughtry	Griffith	McCreary	Rowe	Walrath
Darrison	Guider	McInerney	Russell	Weekes
Davis	Hallock	McKeown	Ryttenberg	West
Delaney, J T	Halpin	McMillan	Sage	Wheeler
Delaney, W F	Harburger	Meister	Sanders	Wilson
Demarest	Hasenflug	Metcalfe	Sands	Wissel
Dillon	Hawkins	Metzler	Sawyer	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2350) entitled "An act to provide for the drainage of the Cone-wango creek in the county of Chautauqua and making an appropriation therefor." (Int. No. 1675.)

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present:

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Ellis	Herrick	Metzler	Scanlon
Ahern	Everett	Hill	Miller	Sharkey
Allds	Fallows	Hitchcock	Minton	Siems
Apgar	Fancher	Holsten	Morgan	Slater
Axtell	Farrell	Honeck	Morris	Sloane
Babcock	Fish	Hyman, A	Z O'Connell	Smith, A R
Baker	Fiske	Hyman, S F	O'Connor	Smith, J E
Barnes	Fitzger'd	J B Irwin	Patton	Smith, J L

Baum	Fitzger'd JJ	Johnson	Phillips	Smith, J T
Beede	Fordyce	Juengst	Phipps	Snyder, R A
Bradley	Fowler	Kelley, E E	Plank	Snyder, T
Brennan	Frisbie	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Streifler
Cain	Gardner, R	Knipp	Price	Sullivan, T P
Cohn	Gardner, C J	Larzelere	Prince	Sullivan, W J
Conger	Geoghan	Lewis, M E	Remsen	Swift
Cooley	Gleason	Lewis, T D	Rierdon	Trainor
Costello	Graham	Litchard	Roche	Treat
Cotton	Griffith	Maher	Rodenbeck	Tripp
Coughtry	Guider	Martin	Rogers	Waite
Darrison	Hallock	McCreary	Rowe	Walrath
De Graw	Halpin	McEwan	Russell	Weekes
Delaney, J T	Harburger	McInerney	Ryttenberg	West
Delaney, W F	Harris	McKeown	Sage	Wheeler
Demarest	Hasenflug	McMillan	Sanders	Wilson
Doughty	Hatch	Meister	Sands	Wissel
Dusinbery	Hawkins	Metcalfe	Sawyer	Witter
Egan	Henry			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2051) entitled "An act to amend the Greater New York charter, relative to the department of education." (Int. No. 1522.)

On motion of Mr. Weekes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 100 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sands
Ahern	Dusinbery	Hawkins	Metcalfe	Sawyer
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems

Axtell	Everett	Hitchcock	Minton	Slater
Babcock	Fallows	Holsten	Morgan	Sloane
Baker	Fancher	Honeck	Morris	Smith, A R
Barnes	Farrell	Hyman, S F	O'Connell	Smith, J E
Baum	Fish	Irwin	O'Connor	Smith, J L
Bedell	Fiske	Johnson	Patton	Smith, J T
Beede	Fitzger'd J B	Juengst	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Kelley, E E	Phipps	Snyder, T
Brennan	Fordyce	Kelly, G T	Plank	Stevens
Bryan	Fowler	Kelsey	Platt	Stewart
Burnett	Frisbie	Kittell	Post	Streifer
Cain	Galbraith	Knipp	Poth	Sullivan, W J
Cohn	Gale	Larzelere	Prince	Swift
Conger	Gardiner R.	Lewis, M E	Remsen	Trainor
Cooley	Gardner, C J	Lewis, T D	Rierdon	Treat
Costello	Geoghan	Litchard	Roberts	Tripp
Cotton	Gleason	Maher	Roche	Waite
Coughtry	Graham	Marson	Rodenbeck	Walrath
Darrison	Griffith	Martin	Rogers	Weekes
Davis	Guider	McCreary	Rowe	West
De Graw	Hallock	McEwan	Russell	Wheeler
Delaney, J T	Halpin	McInerney	Ryttenberg	Wilson
Delaney, W F	Harburger	McKeown	Sage	Wissel
Demarest	Harris	McMillan	Sanders	Witter
Dillon	Hasenflug			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2369) entitled "An act to authorize the commissioners of Watkins Glen Reservation to purchase certain lands in the town of Dix, in the county of Schuyler, for a State park or reservation, and making an appropriation therefor." (Int. No. 1355.)

On motion of Mr. Barnes, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
 { NOES 15 }

Those who voted in the affirmative, were

Allds	Dillon	Hallock	McKeown	Scanlon
Apgar	Dusinbery	Halpin	Meister	Sharkey
Axtell	Egan	Harburger	Metcalfe	Siems
Babcock	Ellis	Harris	Metzler	Sloane
Barnes	Everett	Hasenflug	Miller	Smith, A R
Bedell	Fallows	Hatch	Minton	Smith, J E
Beede	Fancher	Hawkins	Morris	Smith, J T
Bradley	Farrell	Hill	O'Connor	Snyder, R A
Brennan	Fish	Hitchcock	Patton	Snyder, T
Burnett	Fiske	Holsten	Phillips	Stevens
Cain	Fitzger'd, J B	Hyman, A Z	Phipps	Streifler
Conger	Fitzger'd, J J	Hyman, S F	Poth	Sullivan, T P
Cotton	Fordyce	Irwin	Prince	Sullivan, W J
Coughtry	Frisbie	Johnson	Rierdon	Trainor
Darrison	Galbraith	Kelly, G T	Roberts	Waite
Davis	Gardiner, R	Kittell	Roche	Weekes
De Graw	Geoghan	Knipp	Rodenbeck	West
Delaney, J T	Gleason	Lewis, T D	Sanders	Wissel
Demarest	Guider	McInerney	Sawyer	

Those who voted in the negative, were

Cooley	Henry	Lewis, M E	Morgan	Wheeler
Fowler	Kelsey	Litchard	Price	Wilson
Griffith	Larzelere	Martin	Swift	Witter

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1920) entitled "An act to confer jurisdiction upon the Court of Claims, to open, rehear and redetermine the claim of John E. Pidgeon against the State, for extra work performed and loss and damages sustained by him, and to render judgment therefor." (Int. No. 1442.)

On motion of Mr. Snyder, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	Metcalfe	Sawyer
Ahern	Doughty	Hatch	Metzler	Scanlon
Allds	Dusinbery	Hawkins	Miller	Sharkey
Apgar	Egan	Henry	Minton	Siems
Axtell	Ellis	Herrick	Morgan	Slater
Babcock	Everett	Hill	Morris	Sloane
Baker	Fallows	Holsten	O'Connell	Smith, A R
Barnes	Fancher	Honeck	O'Connor	Smith J E
Baum	Farrell	Hyman, A Z	Patton	Smith J L
Bedell	Fish	Hyman, S F	Phillips	Smith, J T
Beede	Fiske	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Juengst	Plank	Snyder, T
Brennan	Fitzgerald J J	Kelley, E E	Platt	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Poth	Streitler
Cain	Frisbie	Kittell	Price	Sullivan, T P
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cooley	Gardner, C J	Lewis, T D	Roberts	Treat
Costello	Geoghan	Litchard	Roche	Tripp
Cotton	Gleason	Maher	Rodenbeck	Waite
Coughtry	Graham	Marson	Rogers	Walrath
Darrison	Green	Martin	Rowe	West
Davis	Griffith	McCreary	Russell	Wheeler
De Graw	Gnider	McEwan	Ryttenberg	Wilson
Delaney, J T	Hallock	McInerney	Sage	Wissel
Delaney, W F	Harburger	McKeown	Sanders	Witter
Demarest	Harris	McMillan	Sands	

Ordered. That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2447) entitled "An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of R. Perkins Mitchell against the State for services rendered by him to the State and to render judgment therefor." (Int. No. 1720.)

Said bill having been announced for a second reading,

On motion of Mr. Kittell, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2047) entitled "An act to amend chapter 690 of the Laws of 1892, entitled 'An act in relation to insurance corporations, constituting chapter 38 of the general laws.'" (Int. No. 1518.)

On motion of Mr. Harburger, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Meister	Scanlon
Ahern	Doughty	Hawkins	Metcalfe	Sharkey
Allds	Dusinbery	Henry	Metzler	Siems
Apgar	Ellis	Herrick	Minton	Slater
Axtell	Everett	Hill	Morgan	Sloane
Babcock	Fallows	Holsten	Morris	Smith, A R
Baker	Fancher	Honeck	O'Connell	Smith, J E
Barnes	Farrell	Hyman, A Z	O'Connor	Smith, J L
Baum	Fiske	Hyman, S F	Phillips	Smith J T
Bedell	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Beede	Fitzger'd J J	Juengst	Plank	Stevens
Bradley	Fowler	Kelley, E E	Post	Stewart
Brennan	Frisbie	Kelly, G T	Poth	Streifler
Bryan	Galbraith	Kelsey	Price	Sullivan, T P
Burnett	Gardiner, R	Kittell	Prince	Sullivan, W J
Cain	Gardner, C J	Knipp	Remsen	Swift
Conger	Geoghan	Larzelere	Rierdon	Trainor
Cook	Gleason	Lewis, M E	Roberts	Treat
Cooley	Graham	Lewis, T D	Rodenbeck	Waite
Costello	Green	Litchard	Rogers	Walrath
Cotton	Griffith	Maher	Rowe	Weekes
Coughtry	Guider	Marson	Russell	West
Darrison	Halpin	Martin	Sage	Wheeler
Davis	Harburger	McEwan	Sanders	Wilson
Delaney J. T	Harris	McInerney	Sands	Wissel
Delaney, W F	Hasenflug	McKeown	Sawyer	Witter
Demarest				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1444) entitled "An act abolishing the office of the Superintendent of the State Land Survey and repealing chapter 589 of the Laws of 1895." (Rec. No. 431.)

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 125 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	Martin	Sanders
Ahern	Dillon	Harris	McCreary	Sands
Allds	Doughty	Hasenflug	McEwan	Scanlon
Apgar	Dusinbery	Hatch	McInerney	Sharkey
Axtell	Egan	Hawkins	McMillan	Siems
Baker	Everett	Henry	Meister	Slater
Barnes	Fallows	Hill	Metcalfe	Sloane
Baum	Fancher	Hitchcock	Miller	Smith, J E
Bedell	Fish	Holsten	Minton	Smith, J L
Beede	Fiske	Honeck	Morgan	Snyder, R A
Bradley	Fitzger'd JB	Hyman, S F	O'Connell	Snyder, T
Brennan	Fitzger'd JJ	Irwin	O'Connor	Stevens
Bryan	Fordyce	Johnson	Phillips	Streifler
Burnett	Fowler	Juengst	Plank	Sullivan, T P
Cohn	Frisbie	Kelley, E E	Platt	Sullivan, W J
Conger	Galbraith	Kelly, G T	Poth	Swift
Cohn	Gale	Kelsey	Price	Trainor
Cooley	Gardner, C J	Kittell	Prince	Tripp
Costello	Geoghan	Knipp	Remsen	Waite
Coughtry	Gleason	Larzelere	Roberts	Walrath
Darrison	Graham	Lewis, M E	Roche	West
Davis	Green	Lewis, T D	Rodenbeck	Wheeler

De Graw	Guider	Litchard	Rowe	Wilson
Delaney, J T	Hallock	Maher	Russell	Wissel
Delaney W F	Halpin	Marson	Ryttenberg	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1425) entitled "An act to amend chapter 115 of the Laws of 1898, entitled 'An act to provide for the improvement of public highways,' in relation to the powers of the State Engineer and Surveyor." (Rec. No. 405.)

On motion of Mr. M. E. Lewis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McKeown	Sage
Ahern	Dillon	Harris	Meister	Sanders
Allds	Doughty	Hasenflug	Metcalf	Sawyer
Apgar	Dusinbery	Hatch	Metzler	Scanlon
Axtell	Egan	Hawkins	Miller	Sharkey
Babcock	Ellis	Henry	Minton	Siems
Baker	Everett	Herrick	Morgan	Sloane
Barnes	Fallows	Hill	Morris	Smith, A R
Baum	Fancher	Holsten	O'Connell	Smith, J E
Bedell	Fish	Honeck	O'Connor	Smith, J L
Beede	Fiske	Hyman, A Z	Patton	Smith, J T
Bradley	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Brennan	Fitzger'd J J	Johnson	Phipps	Stevens
Bryan	Fordyce	Juengst	Platt	Stewart
Burnett	Fowler	Kelley, E E	Post	Streifler

Cain	Frisbie	Kelsey	Poth	Sullivan, T P
Cohn	Galbraith	Kittell	Price	Sullivan, W J
Conger	Gale	Knipp	Prince	Swift
Cooley	Gardiner, R	Larzelere	Remsen	Trainor
Costello	Gardner, C J	Lewis, M E	Rierdon	Treat
Cotton	Geoghan	Lewis, T D	Roberts	Waite
Coughtry	Gleason	Maher	Roche	Walrath
Darrison	Graham	Marson	Rodenbeck	West
Davis	Griffith	Martin	Rogers	Wilson
De Graw	Guider	McCreary	Rowe	Wissel
Delaney, J T	Hallock	McEwan	Russell	Witter
Delaney W F	Halpin	McInerney	Ryttenberg	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1343) entitled "An act to lay out, establish, build and maintain a causeway bridge or viaduct for use as a public street across the Jerome Park reservoir, from Jerome avenue to Sedgwick avenue, in the city of New York." (Rec. No. 370.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 131 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalf	Sawyer
Allds	Everett	Herrick	Metzler	Scanlon
Apgar	Fallows	Hitchcock	Miller	Siems
Axtell	Farrell	Holsten	Minton	Slater
Babcock	Fish	Honeck	Morgan	Sloane
Baker	Fiske	Hyman, A Z	O'Connell	Smith, A R
Barnes	Fitzger'd	J B Hyman, S F	O'Connor	Smith J E

Baum	Fitzger'd JJ	Irwin	Patton	Smith J L
Bedell	Fordyce	Juengst	Phillips	Smith, J T
Beede	Fowler	Kelley, E E	Phipps	Snyder, R A
Bradley	Frisbie	Kelly, G T	Plank	Stevens
Brennan	Galbraith	Kelsey	Platt	Stewart
Bryan	Gale	Kittell	Post	Striefler
Burnett	Gardiner, R	Knipp	Poth	Sullivan, T P
Cohn	Gardner, C J	Larzelere	Price	Swift
Conger	Geoghan	Lewis, M E	Prince	Trainor
Cook	Gleason	Lewis, T D	Remsen	Treat
Cooley	Graham	Litchard	Roberts	Tripp
Costello	Green	Maher	Roche	Waite
Coughtry	Guider	Marson	Rodenbeck	Weekes
Darrison	Hallock	Martin	Rogers	West
De Graw	Halpin	McCreary	Russell	Wheeler
Delaney, J T	Harburger	McEwan	Ryttenberg	Wilson
Delaney, W F	Harris	McInerney	Sage	Wissel
Demarest	Hasenflug	McKeown	Sanders	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 798) entitled "An act to amend subdivision 6 of section 12 of title 5 of chapter 905 of the Laws of 1896, entitled 'An act to incorporate the city of Watervliet.'" (Rec. No. 297.)

Said bill having been announced for a second reading,

Mr. McCreary moved that said bill be recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 77 }
{ NOES 38 }

Those who voted in the affirmative, were

Adams	Darrison	Graham	Litchard	Sands
Ahern	Davis	Griffith	Martin	Sawyer
Allds	De Graw	Hallock	McCreary	Slater
Apgar	Demarest	Harris	McEwan	Smith, A R
Axtell	Doughty	Hatch	McMillan	Smith, J T
Babcock	Dusinbery	Henry	Miller	Stevens
Beede	Ellis	Hill	Patton	Swift

Brennan	Everett	Irwin	Phipps	Treat
Bryan	Fancher	Johnson	Plank	Tripp
Burnett	Fiske	Kelley, E E	Price	Waite
Cain	Fordyce	Kelsey	Remsen	Walrath
Conger	Fowler	Kittell	Roberts	Weekes
Cook	Galbraith	Knipp	Rogers	West
Cooley	Gardiner, R	Larzelere	Rowe	Wilson
Cotton	Gardner, C J	Lewis, M E	Russell	Witter
Coughtry	Gleason			

Those who voted in the negative, were

Cohn	Gale	Hyman, S F	Poth	Sharkey
Delaney, W F	Geoghan	Kelly, G T	Prince	Siems
Dillon	Guider	Lewis, T D	Roche	Smith, J E
Egan	Halpin	Maher	Ryttenberg	Streifler
Farrell	Harburger	Minton	Sage	Sullivan, T P
Fitzger'd J B	Hitchcock	O'Connell	Sanders	Sullivan, W J
Fitzger'd J J	Holsten	O'Connor	Seanlon	Trainor
Frisbie	Hyman, A Z	Phillips		

Mr. Speaker announced the special order, being the bill (No. 2458) entitled "An act making an appropriation for the completion, construction and repair of certain buildings for the New York State Soldiers and Sailors' Home at Bath." (Int. No. 1115.)

On motion of Mr. Litchard, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater

Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 703) entitled "An act to authorize the New York Connecting Railroad Company to construct its bridge across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same." (Rec. No. 361.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 59 }
 { NOES 39 }

Those who voted in the affirmative, were

Allds	De Graw	Gleason	Larzelere	Slater
Axtell	Demarest	Griffith	Lewis, T D	Smith, A R
Babcock	Dillon	Hallock	McCreary	Smith, J T
Baum	Everett	Harris	McEwan	Stevens
Bedell	Fallows	Hatch	Metzler	Swift
Beede	Fancher	Hill	Phillips	Trainor
Burnett	Fish	Hitchcock	Phipps	Treat
Cain	Fiske	Hyman, A Z	Remsen	Tripp
Cohn	Fitzgerald J B	Irwin	Roberts	Walrath
Conger	Fordyce	Kelley, E E	Russell	Weekes
Costello	Fowler	Kelly, G T	Sands	Witter
Coughtry	Gardner, C J	Kelsey	Sawyer	

Those who voted in the negative, were

Barnes	Ellis	Johnson	Patton	Sanders
Bradley	Farrell	Knipp	Plank	Snyder, R A
Bryan	Fitzger'd J J	Litchard	Post	Stewart
Cook	Gale	Maher	Price	Streifler
Cooley	Gardiner, R	Martin	Rodenbeck	Sullivan, T P
Davis	Harburger	Minton	Rogers	Wilson
Doughty	Holsten	Morgan	Ryttenberg	Wissel
Egan	Hyman, S F	Morris	Sage	

Mr. Slater moved to reconsider the vote by which said bill was lost, and that said motion lie upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 1415) entitled "An act to amend chapter 346 of the Laws of 1897, entitled 'An act creating the office of commissioner of jurors for each of the counties of the State of New York having a population of more than 200,000 and less than 300,000,' relative to the appointment of assistants and the drawing of jurors." (Rec. No. 407.)

On motion of Mr. M. E. Lewis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	Meister	Sands
Ahern	Doughty	Harris	Metzler	Sawyer
Allds	Dusinbery	Hasenflug	Miller	Scanlon
Apgar	Egan	Hatch	Minton	Sharkey
Axtell	Ellis	Hawkins	Morgan	Siems
Babcock	Everett	Henry	Morris	Slater
Baker	Fallows	Herrick	O'Connor	Sloane
Barnes	Fancher	Hitchcock	Patton	Smith, A R
Baum	Farrell	Holsten	Phillips	Smith, J E
Bedell	Fish	Hyman A Z	Phipps	Smith, J L
Beede	Fiske	Hyman, S F	Plank	Smith, J T
Bradley	Fitzger'd J B	Johnson	Platt	Snyder, R A
Brennan	Fitzger'd J J	Juengst	Post	Snyder, T
Bryan	Fordyce	Kelly, G T	Poth	Stevens
Burnett	Fowler	Kelsey	Price	Stewart
Cain	Frisbie	Kittell	Prince	Streifler
Cohn	Galbraith	Knipp	Remsen	Sullivan, T P
Conger	Gale	Larzelere	Rierdon	Sullivan, W J
Cook	Gardiner, R	Lewis, M E	Roberts	Swift
Cooley	Gardner, C J	Lewis, T D	Roche	Treat
Costello	Geoghan	Litchard	Rodenbeck	Waite
Cotton	Gleason	Marson	Rogers	Walrath
Coughtry	Graham	Martin	Rowe	Weekes
Darrison	Green	McCreary	Russell	Wheeler
Davis	Griffith	McEwan	Ryttenberg	Wilson
De Graw	Guider	McInerney	Sage	Wissel
Delaney, J T	Hallock	McKeown	Sanders	Witter
Demarest	Halpin	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1157) entitled "An act to amend section 444 of the Code of Criminal Procedure, relative to trials for murder and manslaughter." (Rec. No. 385.)

On motion of Mr. M. E. Lewis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalfe	Sawyer
Allds	Ellis	Herrick	Metzler	Scanlon
Apgar	Everett	Hill	Miller	Sharkey
Axtell	Fallows	Hitchcock	Minton	Siems
Babcock	Fancher	Holsten	Morgan	Slater
Baker	Farrell	Honeck	Morris	Sloane
Barnes	Fish	Hyman, A Z	O'Connell	Smith, A R
Baum	Fiske	Hyman, S F	O'Connor	Smith, J E
Bedell	Fitzger'd J B	Johnson	Patton	Smith, J L
Beede	Fitzger'd J J	Juengst	Phillips	Smith, J T
Bradley	Fordyce	Kelley E E	Plank	Snyder, R A
Brennan	Fowler	Kelly, G T	Platt	Snyder, T
Burnett	Frisbie	Kelsey	Post	Stewart
Cain	Galbraith	Kittell	Poth	Streifler
Cohn	Gale	Knipp	Price	Sullivan, T P
Conger	Gardner, C J	Larzelere	Prince	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Remsen	Swift
Costello	Gleason	Lewis, T D	Rierdon	Trainor
Cotton	Graham	Litchard	Roberts	Treat
Coughtry	Griffith	Maher	Roche	Waite
Darrison	Guider	Marson	Rodenbeck	Walrath
De Graw	Hallock	Martin	Rogers	Weekes
Delaney J T	Halpin	McCreary	Rowe	West
Delaney W F	Harburger	McEwan	Russell	Wheeler
Demarest	Harris	McInerney	Ryttenberg	Wilson
Dillon	Hasenflug	McKeown	Sage	Wissel
Doughty	Hatch	McMillan	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1260) entitled "An act for the relief of Theodore D. Camp." (Rec. No. 307.)

On motion of Mr. Slater, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Meister	Scanlon
Ahern	Doughty	Hawkins	Metcalfe	Sharkey
Allds	Dusinbery	Henry	Metzler	Siems
Apgar	Egan	Herrick	Miller	Slater
Axtell	Ellis	Hill	Morgan	Sloane
Babcock	Everett	Hitchcock	Morris	Smith, A R
Baker	Fallows	Honeck	O'Connell	Smith, J E
Barnes	Fancher	Hyman, A	Z O'Connor	Smith, J L
Baum	Farrell	Hyman, S F	Patton	Smith, J T
Bedell	Fish	Irwin	Phillips	Snyder, R A
Beede	Fiske	Johnson	Phipps	Snyder, T
Bradley	Fitzger'd J B	Juengst	Platt	Stevens
Brennan	Fitzger'd J J	Kelley, E E	Post	Streifler
Bryan	Fowler	Kelly, G T	Price	Sullivan, T P
Burnett	Frisbie	Kelsey	Prince	Sullivan, W J
Cain	Galbraith	Kittell	Remsen	Swift
Cohn	Gale	Knipp	Rierdon	Trainor
Conger	Gardiner, R	Larzelere	Roberts	Treat
Cook	Gardner C J	Lewis, M E	Roche	Tripp
Cooley	Geoghan	Lewis, T D	Rodenbeck	Waite
Costello	Gleason	Litchard	Rogers	Walrath
Cotton	Graham	Maher	Rowe	Weekes
Coughtry	Griffith	Marson	Russell	West
Darrison	Hallock	Martin	Ryttenberg	Wheeler
Davis	Halpin	McCreary	Sage	Wilson
Delaney, J T	Harburger	McEwan	Sanders	Wissel
Delaney, W F	Harris	McInerney	Sands	Witter
Demarest	Hasenflug	McKeown	Sawyer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1392) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game, constituting chapter 31 of the general laws,' by adding thereto a section to be known as section 200-a, relative to laying out private parks." (Rec. No. 418.)

On motion of Mr. G. T. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sage
Ahern	Egan	Hawkins	Meister	Sanders
Allds	Ellis	Herrick	Metcalfe	Sands
Apgar	Everett	Hill	Miller	Sawyer
Axtell	Fallows	Holsten	Minton	Sharkey
Babcock	Fancher	Honeck	Morgan	Siems
Baker	Farrell	Hyman, A Z	Morris	Slater
Barnes	Fish	Hyman, S F	O'Connell	Smith, A R
Baum	Fiske	Irwin	O'Connor	Smith, J E
Bedell	Fitzger'd J B	Johnson	Phillips	Smith, J L
Beede	Fitzger'd J J	Juengst	Phipps	Smith, J T
Bradley	Fordyce	Kelley, E E	Plank	Snyder, R A
Brennan	Fowler	Kelsey	Post	Stevens
Bryan	Frishie	Kittell	Post	Stewart
Burnett	Galbraith	Knipp	Poth	Streifler
Cain	Gale	Larzelere	Price	Sullivan, T P
Conger	Gardner C J	Lewis, M E	Prince	Swift
Cook	Geoghan	Lewis, T D	Remsen	Trainor
Cooley	Gleason	Litchard	Rierdon	Treat
Cotton	Graham	Maher	Roberts	Waite

Coughtry	Green	Marson	Roche	Walrath
Darrison	Griffith	Martin	Rodenbeck	Weekes
De Graw	Guider	McCreary	Rogers	West
Delaney, J T	Hallock	McEwan	Rowe	Wheeler
Delaney, W F	Harburger	McInerney	Russell	Wissel
Demarest	Harris	McKeown	Ryttenberg	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1107) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of The A. H. Andrews Company against the State of New York, for goods, wares and merchandise sold and delivered to J. Warren Mead, agent and warden of Auburn State prison." (Rec. No. 344.)

On motion of Mr. G. T. Kelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 134 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McEwan	Sanders
Ahern	Doughty	Hasenflug	McInerney	Sands
Allds	Egan	Hatch	McKeown	Sawyer
Apgar	Ellis	Hawkins	McMillan	Scanlon
Axtell	Everett	Henry	Meister	Siems
Babcock	Fallows	Herrick	Metzler	Slater
Baker	Fancher	Hill	Miller	Smith, A R
Barnes	Farrell	Hitchcock	Minton	Smith, J E
Baum	Fish	Holsten	Morgan	Smith, J L
Bedell	Fiske	Honeck	Morris	Smith, J T
Bradley	Fitzger'd J B	Hyman, A Z	O'Connell	Snyder R A
Brennan	Fitzger'd J J	Hyman, S F	Patton	Snyder, T

Bryan	Fordyce	Irwin	Phillips	Stewart
Burnett	Fowler	Juengst	Phipps	Streifler
Cain	Frisbie	Kelley, E E	Plank	Sullivan T P
Cohn	Galbraith	Kelly, G T	Platt	Sullivan, W J
Conger	Gale	Kelsey	Poth	Trainor
Cooley	Gardiner, R	Kittell	Price	Treat
Costello	Gardner, C J	Knipp	Prince	Tripp
Cotton	Geoghan	Larzelere	Remsen	Waite
Coughtry	Gleason	Lewis, M E	Rierdon	Walrath
Darrison	Graham	Lewis, T D	Roberts	Weekes
Davis	Griffith	Litchard	Rodenbeck	West
De Graw	Guider	Maher	Rogers	Wilson
Delaney, J T	Hallock	Marson	Rowe	Wissel
Delaney, W F	Halpin	Martin	Ryttenberg	Witter
Demarest	Harburger	McCreary	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1411) entitled "An act to amend chapter 529 of the Laws of 1896, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Port Jervis, and to repeal certain acts and parts of acts.'" (Rec. No. 423.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	McKeown	Ryttenberg
Ahern	Doughty	Hawkins	McMillan	Sage
Alds	Dusinbery	Henry	Meister	Sands
Apgar	Egan	Herrick	Metcalfe	Sawyer
Axtell	Ellis	Hill	Metzler	Scanlon

Babcock	Everett	Hitchcock	Miller	Sharkey
Baker	Fallows	Holsten	Minton	Siems
Barnes	Fancher	Honeck	Morgan	Sloane
Baum	Farrell	Hyman, A Z	Morris	Smith, A R
Bedell	Fish	Hyman, S F	O'Connell	Smith, J E
Beede	Fiske	Irwin	O'Connor	Smith, J T
Bradley	Fitzger'd J B	Johnson	Patton	Snyder, R A
Brennan	Fitzgerald J J	Juengst	Phillips	Snyder, T
Bryan	Fordyce	Kelley, E E	Phipps	Stevens
Burnett	Frisbie	Kelly, G T	Plank	Stewart
Cain	Galbraith	Kelsey	Platt	Streifer
Cohn	Gale	Kittell	Post	Sullivan, T P
Cook	Gardiner, R	Knipp	Poth	Sullivan, W J
Cooley	Gardner, C J	Larzelere	Price	Swift
Costello	Gleason	Lewis, M E	Prince	Treat
Cotton	Graham	Lewis, T D	Remsen	Tripp
Coughtry	Green	Litchard	Rierdon	Walrath
Darrison	Griffith	Maher	Roberts	West
Davis	Guider	Marson	Roche	Wheeler
De Graw	Hallock	Martin	Rogers	Wilson
Delaney, J T	Halpin	McCreary	Rowe	Wissel
Delaney, W F	Harburger	McEwan	Russell	Witter
Demarest	Harris	McInerney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1409) entitled "An act to provide for the improvement, care and protection of lands known as the 'Stony Point peninsula,' the title to which has been acquired in the name of the people of the State, and making an appropriation therefor." (Rec. No. 424.)

On motion of Mr. Demarest, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	143 }
{ NOES	00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Metzler	Sawyer
Ahern	Doughty	Henry	Miller	Scanlon
Allds	Egan	Herrick	Minton	Sharkey
Apgar	Ellis	Hill	Morgan	Siems
Axtell	Everett	Holsten	Morris	Slater
Babcock	Fallows	Honeck	O'Connell	Sloane
Baker	Fancher	Hyman, S F	O'Connor	Smith, A R
Barnes	Farrell	Irwin	Patton	Smith, J E
Baum	Fish	Johnson	Phillips	Smith, J L
Bedell	Fiske	Juengst	Phipps	Smith, J T
Beede	Fitzger'd J B	Kelley, E E	Plank	Snyder, R A
Bradley	Fitzger'd J J	Kelly, G T	Platt	Snyder, T
Brennan	Fordyce	Kelsey	Post	Stevens
Bryan	Fowler	Kittell	Poth	Stewart
Burnett	Frisbie	Knipp	Price	Streifler
Cain	Galbraith	Larzelere	Prince	Sullivan, T P
Cohn	Gale	Lewis, M E	Remsen	Sullivan, W J
Conger	Gardiner, R	Lewis, T D	Rierdon	Swift
Cook	Gardner, C J	Litchard	Roberts	Trainor
Cooley	Geoghan	Maher	Roche	Treat
Costello	Gleason	Marson	Rodenbeck	Tripp
Cotton	Graham	Martin	Rogers	Walrath
Coughtry	Green	McCreary	Rowe	Weekes
Darrison	Griffith	McEwan	Russell	West
Davis	Guider	McInerney	Ryittenberg	Wheeler
De Graw	Hallock	McKeown	Sage	Wilson
Delaney, J T	Halpin	McMillan	Sanders	Wissel
Delaney, W F	Harris	Meister	Sands	Witter
Demarest	Hasenflug	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1412) entitled "An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Bernard Meehan, formerly a precinct detective of the police department of said city, for reinstatement in said department." (Rec. No. 432.)

On motion of Mr. Fallows, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sands
Ahern	Doughty	Hasenflug	McMillan	Sawyer
Allds	Dusinbery	Hatch	Meister	Scanlon
Apgar	Egan	Hawkins	Metzler	Sharkey
Axtell	Ellis	Henry	Miller	Siems
Babcock	Everett	Hill	Minton	Slater
Baker	Fallows	Hitchcock	Morgan	Smith, A R
Barnes	Fancher	Holsten	Morris	Smith, J E
Baum	Fish	Honeck	O'Connell	Smith, J L
Bedell	Fiske	Hyman, A	O'Connor	Smith, J T
Beede	Fitzger'd J B	Hyman, S F	Patton	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phillips	Stevens
Brennan	Fordyce	Juengst	Phipps	Stewart
Bryan	Fowler	Kelley, E E	Plank	Streifler
Burnett	Frisbie	Kelly, G T	Platt	Sullivan, T P
Cain	Galbraith	Kelsey	Post	Sullivan, W J
Cohn	Gale	Kittell	Poth	Swift
Conger	Gardiner, R	Knipp	Price	Trainor
Cook	Gardner, C J	Larzelere	Prince	Treat
Cooley	Geoghan	Lewis, M E	Remsen	Tripp
Costello	Gleason	Lewis, T D	Rierdon	Waite
Cotton	Graham	Litchard	Roberts	Walrath
Coughtry	Green	Maher	Roche	Weekes
Darrison	Griffith	Marson	Rodenbeck	West
Davis	Guider	Martin	Rowe	Wheeler
De Graw	Hallock	McCreary	Russell	Wilson
Delaney, J T	Halpin	McEwan	Ryttenberg	Wissel
Delaney, W F	Harburger	McInerney	Sage	Witter
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1413) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against John Hock, formerly a precinct detective of the police department of said city, and to reinstate him in said department." (Rec. No. 434.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 133 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	Metcalfe	Sawyer
Ahern	Doughty	Hatch	Miller	Scanlon
Allds	Dusinbery	Hawkins	Minton	Sharkey
Apgar	Ellis	Herrick	Morgan	Siems
Axtell	Everett	Hill	Morris	Slater
Babcock	Fallows	Hitchcock	O'Connell	Sloane
Baker	Fancher	Holsten	O'Connor	Smith, A R
Barnes	Farrell	Hyman, A Z	Patton	Smith, J E
Baum	Fish	Hyman, S F	Phillips	Smith, J L
Bedell	Fiske	Irwin	Phipps	Smith J T
Beede	Fitzger'd J B	Juengst	Plank	Snyder, R A
Bradley	Fitzger'd J J	Kelley, E E	Platt	Snyder, T
Brennan	Fordyce	Kelly, G T	Post	Stevens
Bryan	Frisbie	Kelsey	Poth	Streidler
Burnett	Galbraith	Kittell	Prince	Sullivan, T P
Cain	Gardiner, R	Knipp	Remsen	Sullivan, W J
Conger	Gardner, C J	Lewis, M E	Rierdon	Swift
Cook	Geoghan	Lewis, T D	Roberts	Trainor
Cooley	Gleason	Litchard	Roche	Treat
Costello	Graham	Marson	Rodenbeck	Waite
Cotton	Green	Martin	Rowe	Walrath
Coughtry	Griffith	McCreary	Russell	Weekes
Darrison	Guider	McEwan	Ryttenberg	Wheeler

Davis	Hallock	McInerney	Sage	Wilson
De Graw	Halpin	McKeown	Sanders	Wissel
Delaney, J T	Harburger	McMillan	Sands	Witter
Delaney, W F	Harris	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1414) entitled "An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Michael Doherty, formerly a captain of the police department of said city, and to reinstate him in said department." (Rec. No. 433.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Metcalfe	Sands
Ahern	Doughty	Hawkins	Metzler	Scanlon
Allds	Dusinbery	Henry	Miller	Siems
Apgar	Egan	Herrick	Minton	Slater
Axtell	Ellis	Hitchcock	Morgan	Sloane
Babcock	Everett	Holsten	Morris	Smith, A R
Baker	Fallows	Honeck	O'Connell	Smith, J E
Barnes	Fancher	Hyman, S F	O'Connor	Smith, J L
Baum	Farrell	Irwin	Patton	Smith J T
Bedell	Fish	Johnson	Phillips	Snyder, R A
Beede	Fiske	Juengst	Phipps	Snyder, T
Bradley	Fitzger'd JB	Kelley, E E	Plank	Stevens
Brennan	Fitzger'd JJ	Kelly, G T	Platt	Stewart
Bryan	Fordyce	Kelsey	Post	Streifler
Burnett	Fowler	Kittell	Poth	Sullivan, T P
Cain	Frisbie	Knipp	Price	Sullivan, W J

Cohn	Galbraith	Larzelere	Prince	Swift
Conger	Gale	Lewis, M E	Remsen	Trainor
Cook	Gardiner, R	Lewis, T D	Rierdon	Treat
Cooley	Geoghan	Litchard	Roberts	Tripp
Costello	Gleason	Maher	Roche	Waite
Cotton	Graham	Marson	Rodenbeck	Walrath
Coughtry	Green	Martin	Rogers	Weekes
Darrison	Griffith	McCreary	Rowe	West
Davis	Guider	McEwan	Russell	Wheeler
De Graw	Hallock	McInerney	Ryttenberg	Wilson
Delaney, J T	Harburger	McKeown	Sage	Wissel
Delaney, W F	Harris	McMillan	Sanders	Witter
Demarest	Hasenflug	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1127) entitled "An act to amend section 2562 of the Code of Civil Procedure, relative to additional allowance in settling accounts in Surrogate's Court." (Rec. No. 350.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	Metcalfe	Sawyer
Ahern	Doughty	Hasenflug	Metzler	Scanlon
Allds	Dusinbery	Hatch	Miller	Sharkey
Apgar	Egan	Herrick	Minton	Siems
Axtell	Ellis	Hill	Morgan	Slater
Babcock	Everett	Hitchcock	Morris	Sloane
Baker	Fallows	Holsten	O'Connell	Smith, A R
Barnes	Fancher	Honeck	O'Connor	Smith, J E

Baum	Farrell	Hyman, S F	Patton	Smith, J L
Bedell	Fish	Irwin	Phillips	Smith, J T
Beede	Fiske	Johnson	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Juengst	Plank	Snyder, T
Brennan	Fitzger'd J J	Kelley, E E	Platt	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Poth	Streifler
Cain	Frisbie	Kittell	Price	Sullivan, T P
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cooley	Gardner, C J	Lewis, T D	Roberts	Treat
Costello	Geoghan	Litchard	Roche	Tripp
Cotton	Gleason	Maher	Rodenbeck	Waite
Coughtry	Graham	Marson	Rogers	Walrath
Darrison	Green	Martin	Russell	Weekes
Davis	Griffith	McCreary	Ryttenberg	West
De Graw	Guider	McEwan	Sage	Wheeler
Delaney, J T	Hallock	McInerney	Sanders	Wilson
Delaney, W F	Halpin	McKeown	Sands	Wissel
Demarest	Harburger	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1271) entitled "An act to repeal section 2536 of the Code of Civil Procedure, relative to the publication of citation, etc., in any proceeding in the Surrogate's Court." (Rec. No. 347.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sawyer
Ahern	Doughty	Hasenflug	McMillan	Scanlon
Allds	Dusinbery	Hatch	Meister	Sharkey
Apgar	Egan	Hawkins	Metcalfe	Siems
Axtell	Ellis	Henry	Miller	Slater
Babcock	Everett	Herrick	Minton	Sloane
Baker	Fallows	Hill	Morgan	Smith, A R
Barnes	Fancher	Hitchcock	Morris	Smith, J E
Baum	Farrell	Holsten	O'Connell	Smith, J L
Bedell	Fish	Honeck	O'Connor	Smith, J T
Beede	Fiske	Hyman, A Z	Patton	Snyder, R A
Bradley	Fitzger'd J B	Hyman, S F	Phillips	Snyder, T
Brennan	Fitzger'd J J	Irwin	Phipps	Stevens
Bryan	Fordyce	Johnson	Plank	Stewart
Burnett	Fowler	Juengst	Platt	Streifler
Cain	Frisbie	Kelley, E E	Post	Sullivan, T P
Cohn	Galbraith	Kelsey	Price	Sullivan W J
Conger	Gale	Kittell	Prince	Swift
Cook	Gardiner, R	Knipp	Remsen	Trainor
Cooley	Gardner, C J	Larzelere	Rierdon	Treat
Costello	Geoghan	Lewis, M E	Roche	Tripp
Cotton	Gleason	Lewis, T D	Rodenbeck	Waite
Coughtry	Graham	Litchard	Rogers	Walrath
Darrison	Green	Maher	Rowe	Weekes
Davis	Griffith	Marson	Russell	West
De Graw	Guider	Martin	Ryttenberg	Wheeler
Delaney, J T	Hallock	McCreary	Sage	Wilson
Delaney, W F	Halpin	McEwan	Sanders	Wissel
Demarest	Harburger	McInerney	Sands	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1269) entitled "An act to amend the Code of Civil Procedure, in relation to the designation of trial justices in certain cases." (Rec. No. 380.)

On motion of Mr. J. T. Delaney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalf	Sawyer
Alds	Ellis	Herrick	Metzler	Scanlon
Apgar	Everett	Hill	Miller	Sharkey
Axtell	Fallows	Hitchcock	Minton	Siems
Babcock	Fancher	Holsten	Morgan	Slater
Baker	Farrell	Honeck	Morris	Sloane
Barnes	Fish	Hyman, A	Z O'Connell	Smith, A R
Baum	Fiske	Hyman, S	F O'Connor	Smith, J E
Beede	Fitzger'd	J B Irwin	Patton	Smith, J T
Bradley	Fitzger'd	J J Johnson	Phillips	Snyder, R A
Brennan	Fordyce	Juengst	Phipps	Snyder, T
Bryan	Fowler	Kelley, E	E Plank	Stevens
Burnett	Frisbie	Kelly, G	T Platt	Stewart
Cain	Galbraith	Kelsey	Post	Streifler
Cohn	Gale	Kittell	Poth	Sullivan, T P
Conger	Gardiner, R	Knipp	Price	Sullivan, W J
Cook	Gardner, C	J Larzelere	Prince	Swift
Cooley	Geoghan	Lewis, M	E Remsen	Trainor
Costello	Gleason	Lewis, T	D Rierdon	Treat
Cotton	Graham	Litchard	Roberts	Tripp
Coughtry	Green	Maher	Roche	Waite
Darrison	Griffith	Marson	Rodenbeck	Walrath
Davis	Guider	Martin	Rogers	Weekes
De Graw	Hallock	McCreary	Rowe	West
Delaney, J	T Halpin	McEwan	Russell	Wheeler
Delaney, W	F Harburger	McInerney	Ryttenberg	Wilson
Demarest	Harris	McKeown	Sage	Wissel
Dillon	Hasenflug	McMillan	Sanders	Witter
Doughty	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1142) entitled "An act to provide for the payment of the expenses of trial justices of the Supreme Court attending a term or part of the Supreme Court outside the county in which such justice resides, except in the counties of New York and Kings." (Rec. No. 366.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalfe	Sawyer
Allds	Ellis	Herrick	Metzler	Scanlon
Apgar	Everett	Hill	Miller	Sharkey
Axtell	Fallows	Hitchcock	Minton	Siems
Babcock	Fancher	Holsten	Morgan	Slater
Baker	Farrell	Honeck	Morris	Sloane
Earnes	Fish	Hyman, A	Z O'Connell	Smith, A R
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J E
Beede	Fitzger'd J B	Irwin	Patton	Smith, J L
Bradley	Fitzger'd J J	Johnson	Phillips	Smith, J T
Brennan	Fordyce	Juengst	Phipps	Snyder R A
Bryan	Fowler	Kelley, E E	Plank	Snyder, T
Burnett	Frisbie	Kelly, G T	Platt	Stevens
Cain	Galbraith	Kelsey	Post	Stewart
Cohn	Gale	Kittell	Poth	Streifler
Conger	Gardiner, R	Knipp	Price	Sullivan, T P
Cook	Gardner, C J	Larzelere	Prince	Sullivan, W J
Cooley	Geoghan	Lewis, M E	Remsen	Swift
Costello	Gleason	Lewis, T D	Rierdon	Trainor
Cotton	Graham	Litchard	Roberts	Treat
Coughtry	Green	Maher	Roche	Tripp
Darrison	Griffith	Marson	Rodenbeck	Waite
Davis	Guider	Martin	Rogers	Walrath
De Graw	Hallock	McCreary	Rowe	Weekes

Delaney, J T	Halpin	McEwan	Russell	West
Delaney, W F	Harburger	McInerney	Ryttenberg	Wheeler
Demarest	Harris	McKeown	Sage	Wilson
Dillon	Hasenflug	McMillan	Sanders	Wissel
Doughty	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1054) entitled "An act to authorize the commissioners of the sinking fund of the city of New York to purchase from any corporation possessing the same a valid charter with authority to construct a bridge over the East river at Blackwell's island connecting the borough of Manhattan with the borough of Queens." (Rec. No. 352.)

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 3 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Sawyer
Ahern	Egan	Hawkins	Metcalf	Scanlon
Allds	Ellis	Henry	Metzler	Sharkey
Apgar	Everett	Herrick	Miller	Siems
Axtell	Fallows	Hill	Minton	Slater
Babcock	Fancher	Hitchcock	Morris	Sloane
Baker	Farrell	Holsten	O'Connell	Smith, A R
Barnes	Fish	Honeck	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd, J B	Irwin	Phillips	Smith, J T
Beede	Fitzgerald J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart

Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittel	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Gleason	Lewis, T D	Roberts	Treat
Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath
De Graw	Guider	Martin	Rowe	Weekes
Delaney, J T	Hallock	McCreary	Russell	West
Delaney, W F	Halpin	McEwan	Ryttenberg	Wheeler
Demarest	Harburger	McInerney	Sage	Wilson
Dillon	Harris	McKeown	Sanders	Wissel
Doughty	Hasenflug	McMillan	Sands	Witter

Those who voted in the negative, were

Cooley	Davis	Morgan
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1323) entitled "An act to further amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, relating to the Court of General Sessions and its judges and officers, and to provide for the appointment of an additional stenographer for said court.'" (Rec. No. 355.)

On motion of Mr. Davis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hasenflug	McKeown	Sands
Ahern	Doughty	Hatch	McMillan	Sawyer
Allds	Dusinbery	Hawkins	Meister	Scanlon

Apgar	Egan	Henry	Metcalf	Sharkey
Axtell	Ellis	Herrick	Metzler	Siems
Babcock	Everett	Hill	Miller	Slater
Baker	Fallows	Hitchcock	Morgan	Sloane
Barnes	Fancher	Holsten	Morris	Smith, A R
Baum	Farrell	Honeck	O'Connell	Smith, J E
Bedell	Fish	Hyman, A	ZO'Connor	Smith, J L
Beede	Fiske	Hyman, S F	Patton	Smith J T
Bradley	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Brennan	Fitzger'd J J	Johnson	Plank	Snyder, T
Bryan	Fordyce	Juengst	Platt	Stevens
Burnett	Fowler	Kelley, E E	Post	Stewart
Cain	Frisbie	Kelly, G T	Poth	Streifler
Cohn	Gale	Kelsey	Price	Sullivan, T P
Conger	Gardiner, R	Kittell	Prince	Sullivan, W J
Cook	Gardner C J	Knipp	Remsen	Swift
Cooley	Geoghan	Larzelere	Rierdon	Trainor
Costello	Gleason	Lewis, M E	Roberts	Treat
Cotton	Graham	Lewis, T D	Roche	Tripp
Coughtry	Green	Litchard	Rodenbeck	Waite
Darrison	Griffith	Maher	Rogers	Walrath
Davis	Guider	Marson	Rowe	West
De Graw	Hallock	Martin	Russell	Wheeler
Delaney, J T	Halpin	McCreary	Ryttenberg	Wilson
Delaney, W F	Harburger	McFwan	Sage	Wissel
Demarest	Harris	McInerney	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1403) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing in Chautauqua lake." (Rec. No. 413.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalfe	Sands
Ahern	Dusinbery	Herrick	Metzler	Sawyer
Allds	Egan	Hill	Miller	Scanlon
Apgar	Ellis	Hitchcock	Minton	Sharkey
Axtell	Everett	Holsten	Morgan	Siems
Babcock	Fallows	Honeck	Morris	Slater
Baker	Fancher	Hyman, S F	O'Connell	Sloane
Barnes	Farrell	Irwin	O'Connor	Smith, A R
Baum	Fish	Johnson	Patton	Smith, J E
Bedell	Fiske	Juengst	Phillips	Smith, J L
Beede	Fitzger'd JB	Kelley, E E	Phipps	Smith, J T
Bradley	Fitzger'd JJ	Kelly, G T	Plank	Snyder, T
Brennan	Fordyce	Kelsey	Platt	Stevens
Burnett	Fowler	Kittell	Post	Stewart
Cain	Frisbie	Knipp	Poth	Streifler
Cohn	Galbraith	Larzelere	Price	Sullivan, T P
Conger	Gale	Lewis, M E	Prince	Sullivan, W J
Cook	Gardiner, R	Lewis, T D	Remsen	Swift
Cooley	Gardner, C J	Litchard	Rierdon	Trainor
Costello	Geoghan	Maher	Roberts	Treat
Cotton	Graham	Marson	Roche	Tripp
Coughtry	Green	Martin	Rodenbeck	Waite
Darrison	Griffith	McCreary	Rogers	Walrath
Davis	Guider	McEwan	Rowe	West
De Graw	Hallock	McInerney	Russell	Wheeler
Delaney, J T	Halpin	McKeown	Ryttenberg	Wilson
Delaney, W F	Harburger	McMillan	Sage	Wissel
Demarest	Hasenflug	Meister	Sanders	Witter
Dillon	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1391) entitled "An act to amend the Agricultural Law, relative to violations thereof." (Rec. No. 409.)

On motion of Mr. Litchard, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalf	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith, J L
Beede	Fitzger'd J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath
Davis	Guider	Martin	Rowe	Weekes
De Graw	Hallock	McCreary	Russell	West
Delaney, J J	Halpin	McEwan	Ryttenberg	Wheeler
Delaney, W F	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 757) entitled "An act to amend the provisions of title 5 of the Penal Code relating to crimes against the elective franchise." (Rec. No. 368.)

On motion of Mr. Babcock, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
 { NOES 1 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	Miller	Scanlon
Ahern	Doughty	Herrick	Minton	Sharkey
Allds	Dusinbery	Hill	Morgan	Siems
Apgar	Egan	Holsten	Morris	Slater
Axtell	Ellis	Honeck	O'Connor	Sloane
Babcock	Everett	Hyman, A Z	O'Connell	Smith, A R
Baker	Fallows	Hyman, S F	Patton	Smith, J. E
Barnes	Fancher	Johnson	Phillips	Smith, J L
Baum	Fish	Juengst	Phipps	Smith J T
Bedell	Fiske	Kelley, E E	Plank	Snyder, R A
Beede	Fitzger'd J B	Kelsey	Platt	Snyder, T
Bradley	Fitzger'd J J	Kittell	Post	Stevens
Brennan	Fordyce	Knipp	Poth	Stewart
Bryan	Fowler	Larzelere	Price	Streifler
Burnett	Frisbie	Lewis, M E	Prince	Sullivan, T P
Cain	Gale	Lewis, T D	Remsen	Sullivan W J
Cohn	Gardiner R	Litchard	Rierdon	Swift
Conger	Gardner, C J	Maher	Roberts	Trainor
Cook	Geoghan	Marson	Roche	Treat
Cooley	Gleason	Martin	Rodenbeck	Tripp
Costello	Graham	McCreary	Rogers	Waite
Cotton	Griffith	McInerney	Rowe	Walrath
Coughtry	Guider	McKeown	Russell	West
Darrison	Halpin	McMillan	Ryttenberg	Wheeler
Davis	Harburger	Meister	Sage	Wilson
De Graw	Harris	Metcalfe	Sands	Wissel
Delaney, J T	Hasenflug	Metzler	Sawyer	Witter
Delaney, W F	Hatch			

In the negative,

Sanders

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1438) entitled "An act to amend section 2728 of the Code of Civil Procedure, relative to executors' accounting proceeding in the Surrogate's Court." (Rec. No. 416.)

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith, J T
Beede	Fitzgerald J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snyder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittell	Price	Sullivan, T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan, W J
Conger	Gardner, C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Coughtry	Griffith	Marson	Rogers	Walrath
Darrison	Guider	Martin	Rowe	Weekes
Davis	Hallock	McCreary	Russell	West

De Graw	Halpin	McEwan	Rytenberg	Wheeler
Delaney, J T	Harburger	McInerney	Sage	Wilson
Delaney, W F	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1291) entitled "An act to amend the Agricultural Law, relating to tests for ascertaining the amount of fats in milk." (Rec. No. 427.)

On motion of Mr. Babcock, said bil was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connor	Smith, J E
Baum	Fish	Hyman, A Z	Patton	Smith, J L
Bedell	Fiske	Hyman, S. F.	Phillips	Smith, J T
Beede	Fitzger'd J B	Irwin	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Plank	Snyder, T
Brennan	Fordyce	Juengst	Platt	Stevens
Bryan	Fowler	Kelley, E E	Post	Stewart
Burnett	Frishbie	Kelly, G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Princee	Sullivan, W J
Conger	Gardiner, R	Knipp	Remsen	Swift

Cook	Gardner, C J	Larzelere	Rierdon	Trainor
Cooley	Geoghan	Lewis, M E	Roberts	Treat
Costello	Gleason	Lewis, T D	Roche	Tripp
Cotton	Graham	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Marson	Rowe	Weekes
Davis	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Rytenberg	Wheeler
Delaney, J T	Halpin	McEwan	Sage	Wilson
Delaney, W F	Harburger	McInerney	Sanders	Wissel
Demarest	Harris	McKeown	Sands	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1185) entitled "An act to amend chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality, under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof,' relating to the police department of said city." (Rec. No. 400.)

On motion of Mr. Gale, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sands
Ahern	Dusinbery	Hatch	McMillan	Sawyer
Allds	Egan	Hawkins	Meister	Scanlon
Appar	Ellis	Henry	Metcalfe	Sharkey

Axtell	Everett	Herrick	Metzler	Siems
Babcock	Fallows	Hill	Miller	Slater
Baker	Fancher	Hitchcock	Minton	Sloane
Barnes	Farrell	Holsten	Morgan	Smith, A R
Baum	Fish	Honeck	Morris	Smith, J E
Bedell	Fiske	Hyman, A Z	O'Connell	Smith, J L
Beede	Fitzger'd JB	Hyman, S F	O'Connor	Smith, J T
Bradley	Fitzger'd JJ	Irwin	Patton	Snyder, R A
Brennan	Fordyce	Johnson	Phillips	Snyder, T
Bryan	Fowler	Juengst	Phipps	Stevens
Burnett	Frisbie	Kelley, E E	Plank	Stewart
Cain	Galbraith	Kelly, G T	Platt	Streifler
Cohn	Gale	Kelsey	Post	Sullivan, T P
Conger	Gardiner, R	Kittell	Poth	Sullivan, W J
Cook	Gardner, C J	Knipp	Price	Swift
Cooley	Geohan	Larzelere	Remsen	Trainor
Costello	Gleason	Lewis, M E	Rierdon	Treat
Cotton	Graham	Lewis, T D	Roberts	Tripp
Coughtry	Green	Litchard	Roche	Waite
Darrison	Griffith	Maher	Rodenbeck	Walrath
Davis	Guider	Marson	Rogers	Weekes
De Graw	Hallock	Martin	Rowe	Wheeler
Delaney, J T	Halpin	McCreary	Russell	Wilson
Delaney, W F	Harburger	McEwan	Sage	Wissel
Demarest	Harris	McInerney	Sanders	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 991) entitled "An act to amend section 2703 of the Code of Civil Procedure, relating to the recording of wills." (Rec. No. 237.)

On motion of Mr. Brennan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Meister	Sawyer
Ahern	Doughty	Hawkins	Metcalfe	Scanlon
Allds	Dusinbery	Henry	Metzler	Sharkey
Apgar	Egan	Herrick	Miller	Siems
Axtell	Ellis	Hitchcock	Minton	Slater
Babcock	Everett	Holsten	Morgan	Sloane
Baker	Fallows	Honeck	Morris	Smith A R
Barnes	Fancher	Hyman, A Z	O'Connell	Smith, J E
Baum	Farrell	Hyman, S F	O'Connor	Smith, J L
Bedell	Fish	Irwin	Patton	Smith, J T
Beede	Fiske	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd JB	Juengst	Phipps	Snyder, T
Brennan	Fitzger'd JJ	Kelley, E E	Plank	Stevens
Bryan	Fordyce	Kelly, G T	Platt	Stewart
Burnett	Fowler	Kelsey	Post	Streifler
Cain	Frisbie	Kittell	Price	Sullivan, T P
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cooley	Geoghan	Lewis, T D	Roberts	Treat
Costello	Gleason	Litchard	Roche	Tripp
Cotton	Graham	Maher	Rodenbeck	Waite
Coughtry	Green	Marson	Rogers	Weekes
Darrison	Griffith	Martin	Rowe	West
Davis	Guider	McCreary	Russell	Wheeler
De Graw	Hallock	McEwan	Ryttenberg	Wilson
Delaney J T	Harburger	McInerney	Sage	Wissel
Delaney, W F	Harris	McKeown	Sanders	Witter
Demarest	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1169) entitled "An act to further amend chapter 182 of the Laws of 1898 entitled 'An act for the government of cities of the second class.'" (Rec. No. 272.)

On motion of Mr. J. T. Delaney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 147 }
} NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Sawyer
Ahern	Dusinbery	Hawkins	Metzler	Scanlon
Allds	Egan	Henry	Miller	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hill	Morgan	Slater
Babcock	Fallows	Holsten	Morris	Sloane
Baker	Fancher	Honeck	O'Connor	Smith, A R
Barnes	Farrell	Hyman, A	ZO'Connell	Smith, J E
Baum	Fish	Irwin	Patton	Smith, J L
Bedell	Fiske	Johnson	Phillips	Smith, J T
Beede	Fitzger'd J B	Juengst	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Kelley, E E	Plank	Snyder, T
Brennan	Fordyce	Kelly, G T	Platt	Stevens
Bryan	Fowler	Kelsey	Post	Stewart
Burnett	Frisbie	Kittell	Poth	Streifler
Cain	Galbraith	Knipp	Price	Sullivan, T P
Cohn	Gale	Larzelere	Prince	Sullivan, W J
Conger	Gardiner, R	Lewis, M E	Remsen	Swift
Cook	Gardner, C J	Lewis, T D	Rierdon	Trainor
Cooley	Geoghan	Litchard	Roberts	Treat
Costello	Gleason	Maher	Roche	Tripp
Cotton	Graham	Marson	Rodenbeck	Waite
Coughtry	Green	Martin	Rogers	Walrath
Darrison	Griffith	McCreary	Rowe	Weekes
Davis	Guider	McEwan	Russell	West
De Graw	Hallock	McInerney	Ryttenberg	Wheeler
Delaney J T	Halpin	McKeown	Sage	Wilson
Delaney, W F	Harburger	McMillan	Sanders	Wissel
Demarest	Harris	Meister	Sands	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 915) entitled "An act to provide for the reincorporation under the laws of this State of foreign moneyed corporations." (Rec. No. 287.)

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Herrick	Miller	Sharkey
Ahern	Doughty	Hill	Minton	Siems
Allds	Dusinbery	Hitchcock	Morgan	Slater
Apgar	Egan	Holsten	O'Connell	Sloane
Axtell	Ellis	Honeck	O'Connor	Smith, A R
Babcock	Everett	Hyman, A Z	Patton	Smith, J L
Baker	Fallows	Irwin	Phillips	Smith, J L
Barnes	Fish	Johnson	Phipps	Smith, J T
Baum	Fiske	Juengst	Plank	Snyder, R A
Bedell	Fitzger'd J B	Kelley, E E	Platt	Snyder, T
Beede	Fitzger'd J J	Kelsey	Post	Stevens
Bradley	Fordyce	Kittell	Poth	Stewart
Brennan	Fowler	Knipp	Price	Streitler
Bryan	Frisbie	Larzelere	Prince	Sullivan, T P
Burnett	Galbraith	Lewis, M E	Remsen	Sullivan, W J
Cain	Gardiner, R	Lewis, T D	Rierdon	Swift
Cohn	Gardner, C J	Litchard	Roberts	Trainor
Conger	Geoghan	Maher	Roche	Treat
Cook	Gleason	Marson	Rodenbeck	Tripp
Cooley	Green	Martin	Rogers	Waite
Costello	Griffith	McCreary	Rowe	Walrath
Cotton	Guider	McEwan	Russell	Weekes
Coughtry	Hallock	McInerney	Ryttenberg	West
Darrison	Halpin	McKeown	Sage	Wheeler
Davis	Harburger	McMillan	Sanders	Wilson
De Graw	Hasenflug	Meister	Sands	Wissel
Delaney, J T	Hatch	Metcalfe	Sawyer	Witter
Delaney, W F	Hawkins	Metzler	Scanlon	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1442) entitled "An act to amend the Greater New York charter, in relation to qualification of patrolmen." (Rec. No. 408.)

On motion of Mr. Dillon, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 149 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes

Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney W F	Harburger	McInerney	Sage	Wissell
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1256) entitled "An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor" (Rec. No. 340), reported in favor of the passage of the same with the following amendment, and that the same be reprinted and made a special order on second and third reading immediately:

Page 14, line 1, strike out the words "one hundred and."

Which report was agreed to, and said bill made a special order on second and third reading immediately.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section 15 of article 3 of the Constitution, and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2474 (Int. No. 340), entitled "An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor."

Given under my hand and the privy seal of the State at the
[L. s.] Capitol in the city of Albany this fifth day of April in
the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 116 }
{ NOES 11 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	Meister	Russell
Ahern	Egan	Hawkins	Metcalfe	Sage
Apgar	Ellis	Herrick	Metzler	Sanders
Baker	Fallows	Hill	Miller	Sands
Barnes	Fancher	Hitchcock	Minton	Sawyer
Baum	Farrell	Honeck	Morgan	Scanton
Bedell	Fish	Hyman, A	2 Morris	Siems
Beede	Fitzger'd J B	Hyman, S F	O'Connell	Sloane
Brennan	Fitzger'd J J	Irwin	O'Connor	Smith, A R
Bryan	Fordyce	Johnson	Phillips	Smith, J E
Burnett	Frisbie	Juengst	Phipps	Smith, J T
Cain	Galbraith	Kelley E E	Plank	Snyder T
Cohn	Gale	Kelly, G T	Platt	Stevens
Conger	Gardner, C J	Kittel	Post	Stewart
Cooley	Geoghan	Knipp	Poth	Streifler
Costello	Gleason	Larzelere	Price	Sullivan, T P
Cotton	Green	Lewis, T D	Prince	Swift
Coughtry	Griffith	Litchard	Remsen	Trainor
Darrison	Guider	Maher	Rierdon	Waite
Davis	Hallock	Marson	Roberts	Walrath
De Graw	Halpin	McInerney	Rodenbeck	Weekes
Delaney, W F	Harris	McKeown	Rogers	Wheeler
Demarest	Hasenflug	McMillan	Rowe	Wissel
Dillon				

Those who voted in the negative, were

Allds	Everett	Kelsey	Martin	Treat
Axtell	Fowler	Lewis, M E	McCreary	Witter
Babcock				

Mr. M. E. Lewis moved to reconsider the vote by which said bill was passed.

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 14 }
{ NOES 88 }

Those who voted in the affirmative, were

Costello	Hatch	Martin	Platt	Treat
Fish	Kelsey	McCreary	Smith, A R	Waite
Fowler	Lewis, M E	Morgan	Smith, J T	

Those who voted in the negative, were

Allds	Doughty	Harburger	Meister	Sage
Apgar	Egan	Harris	Metzler	Sanders
Barnes	Fallows	Hawkins	Miller	Scanlon
Baum	Fancher	Henry	Minton	Siems
Bedell	Farrell	Hill	Morris	Slater
Beede	Fiske	Hitchcock	O'Connell	Smith, J E
Bradley	Fitzger'd J B	Holsten	O'Connor	Smith, J L
Brennan	Fitzger'd J J	Honeck	Patton	Snyder, R A
Burnett	Frisbie	Hyman, A Z	Phillips	Snyder, T
Cain	Gale	Hyman, S F	Poth	Stevens
Cohn	Gardiner, R	Johnson	Price	Stewart
Cooley	Gardner, C J	Juengst	Prince	Sullivan, T P
Cotton	Geoghan	Kelley, E E	Rierdon	Tripp
Coughtry	Gleason	Kelly, G T	Roberts	Walrath
Davis	Graham	Knipp	Roche	Wheeler
De Graw	Griffith	McInerney	Russell	Wilson
Delaney, J T	Guider	McKeown	Ryttenberg	Wissel
Demarest	Hallock	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

By unanimous consent, Mr. M. E. Lewis called up the bill (No. 1471) entitled "An act to amend the Primary Election Law, rela-

tive to the hour of holding elections in a presidential year" (Int. No. 1731).

Said bill having been announced for a third reading,

A message from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2471, entitled "An act to amend the Primary Election Law, relative to the time of holding primary elections in a presidential year." (Int. No. 1731.)

Given under my hand and the privy seal of the State at the [L. s.] Capitol in the city of Albany this fifth day of April in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

Said bill was then read the third time:

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hatch	Metcalfe	Sawyer
Ahern	Doughty	Hawkins	Metzler	Scanlon
Allds	Dusinbery	Henry	Miller	Sharkey
Apgar	Egan	Hill	Minton	Siems
Axtell	Ellis	Hitchcock	Morgan	Slater
Babcock	Everett	Holsten	Morris	Sloane
Baker	Fallows	Honeck	O'Connell	Smith, A R
Barnes	Fancher	Hyman, A Z	O'Connor	Smith, J E
Baum	Farrell	Irwin	Patton	Smith, J L
Bedell	Fiske	Johnson	Phillips	Smith, J T
Beede	Fitzger'd	J B Juengst	Phipps	Snyder, R A

Bradley	Fitzger'd JJ	Kelly, G T	Plank	Snyder, T
Brennan	Fordyce	Kelsey	Platt	Stevens
Bryan	Fowler	Kittell	Post	Stewart
Burnett	Frisbie	Knipp	Price	Streifer
Cain	Galbraith	Larzelere	Prince	Sullivan, T P
Cohn	Gale	Lewis, M E	Remsen	Sullivan, W J
Conger	Gardiner, R	Lewis, T D	Rierdon	Swift
Cook	Gardner, C J	Litchard	Roberts	Trainor
Cooley	Geoghan	Maher	Roche	Tripp
Costello	Gleason	Marson	Rodenbeck	Waite
Cotton	Graham	Martin	Rogers	Walrath
Coughtry	Green	McCreary	Rowe	Weekes
Darrison	Griffith	McEwan	Russell	West
Davis	Guider	McInerney	Ryttenberg	Wheeler
De Graw	Hallock	McKeown	Sage	Wilson
Delaney, J T	Halpin	McMillan	Sanders	Wissel
Delaney, W F	Harburger	Meister	Sands	Witter
Demarest	Hasenflug			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A message was received from the Senate, in the words following:

IN SENATE, April 4, 1900.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 1448) entitled "An act to amend the general corporations law relative to corporate names." (Rec. No. 6).

The vote upon the final passage of said bill having been reconsidered, on motion of Mr. Humphreys, and by unanimous consent, the same was amended as follows:

Strike out the words "and no foreign stock corporation shall hereafter be allowed to do business in this state" in line 12, page 1, and lines 1 and 2, page 2.

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,

Clerk.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Henry	Metcalf	Sands
Ahern	Ellis	Hill	Metzler	Sawyer
Allds	Everett	Hitchcock	Miller	Scanlon
Apgar	Fancher	Holsten	Minton	Sharkey
Axtell	Farrell	Honeck	Morgan	Slater
Babcock	Fish	Hyman, A Z	Morris	Sloane
Baker	Fiske	Hyman, S F	O'Connell	Smith, A R
Barnes	Fitzger'd JB	Irwin	O'Connor	Smith, J L
Bedell	Fitzger'd JJ	Johnson	Patton	Smith J T
Beede	Fordyce	Juengst	Phillips	Snyder, R A
Bradley	Fowler	Kelley, E E	Phipps	Snyder, T
Brennan	Frisbie	Kelly, G T	Plank	Stevens
Bryan	Galbraith	Kelsey	Platt	Stewart
Cain	Gale	Kittell	Post	Streifler
Cohn	Gardiner, R	Knipp	Poth	Sullivan, T P
Conger	Gardner, C J	Larzelere	Price	Sullivan, W J
Cook	Geoghan	Lewis, M E	Prince	Swift
Cooley	Gleason	Lewis, T D	Remsen	Trainor
Cotton	Graham	Litchard	Rierdon	Treat
Coughtry	Griffith	Maher	Roberts	Tripp
Darrison	Guider	Marson	Roche	Waite
Davis	Hallock	Martin	Rodenbeck	Walrath
De Graw	Halpin	McCreary	Rogers	Weekes
Delaney, J T	Harburger	McEwan	Rowe	West
Delaney W F	Harris	McInerney	Russell	Wheeler
Demarest	Hasenflug	McKeown	Ryttenberg	Wilson
Dillon	Hatch	McMillan	Sage	Wissel
Doughty	Hawkins	Meister	Sanders	Witter

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzier	Sbarkey
Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connor	Smith, J E
Baum	Fish	Hyman, A	Z O'Connell	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd JB	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd JJ	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of said bill, and as amended have again passed the same.

The Senate returned the bill (No. 2431, Senate reprint No. 1486), entitled "An act to repeal chapter 289 of the Laws of 1889, entitled 'An act to provide for the revision and consolidation of certain of the general statutes of this State;' chapter 313 of the Laws of 1890, entitled 'An act making an appropriation for continuing the work of the commissioners of statutory revision;'" and

chapter 1036 of the Laws of 1895, entitled 'An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;' and to abolish the offices heretofore known as commissioners of statutory revision, and the commissioners of code revision; also to amend section three of 'the Executive Law' in relation to the appointment of a counsel to the Governor" (Int. No. 1715), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 6, after the word "procedure" strike out period and insert a comma, and make the word "Are" read "are."

§ 3, strike out the words "December first, nineteen hundred" and insert "January first, nineteen hundred and one."

A message was received from the Governor, and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill No. 1486 (third reading, No. 1047), entitled "An act to repeal chapter 289 of the Laws of 1889, entitled 'An act to provide for the revision and consolidation of certain of the general statutes of this State;' chapter 313, of the Laws of 1890, entitled 'An act making an appropriation for continuing the work of the commissioners of statutory revision;' and chapter 1036, of the laws of 1895, entitled 'An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;' and to abolish the offices heretofore known as commissioners of statutory revision, and the commissioners of code revision; also to amend section 3, of 'the Executive Law' in relation to the appointment of a counsel to the Governor."

Given under my hand and the privy seal of the State at
[L. s.] the Capitol, in the city of Albany, this fourth day of
April, in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

Mr. Fish moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 6 }

Those who voted in the affirmative, were

Adams	Egan	Henry	Metcalfe	Sands
Ahern	Ellis	Herrick	Metzler	Sawyer
Allds	Everett	Hitchcock	Miller	Scanlon
Apgar	Fallows	Holsten	Minton	Sharkey
Axtell	Fancher	Honeck	Morgan	Siems
Babcock	Farrell	Hyman, A Z	Morris	Slater
Baum	Fish	Irwin	O'Connor	Sloane
Bedell	Fiske	Johnson	Patton	Smith, A R
Beede	Fitzger'd J J	Juengst	Phillips	Smith, J E
Bradley	Fordyce	Kelley, E E	Phipps	Smith, J T
Brennan	Fowler	Kelly, G T	Plank	Snyder R A
Burnett	Frisbie	Kelsey	Platt	Snyder, T
Cain	Galbraith	Kittell	Post	Stevens
Cohn	Gale	Knipp	Poth	Stewart
Conger	Gardiner, R	Larzelere	Price	Streifler
Cook	Gardner, C J	Lewis, M E	Prince	Sullivan, T P
Cooley	Geoghan	Lewis, T D	Remsen	Sullivan W J
Costello	Gleason	Litchard	Rierdon	Swift
Cotton	Graham	Maher	Roberts	Treat
Coughtry	Green	Marson	Roche	Tripp
Darrison	Guider	Martin	Rodenbeck	Waite
De Graw	Hallock	McCreary	Rogers	Walrath
Delaney, J T	Halpin	McEwan	Rowe	Weekes
Delaney, W F	Harburger	McInerney	Russell	Wheeler
Demarest	Harris	McKeown	Rytenberg	Wilson
Dillon	Hasenflug	McMillan	Sage	Wissel
Doughty	Hatch	Meister	Sanders	Witter
Dusinbery	Hawkins			

Those who voted in the negative, were

Bryan	Hill	Hyman, S F	O'Connell	Trainor
Fitzger'd J B				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1730, Senate reprint No. 1465), entitled "An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' by defining the powers and duties of said commissioners, and to repeal certain acts relative thereto" (Int. No. 146), with a message that they have concurred in the passage of the same with the following amendments:

Page 5, line 3, after the word "travel" insert the words "The term sidepath shall be construed to include any path built or acquired by a sidepath commission."

§ 3. Strike out the word "immediately," and insert the words "July one, nineteen hundred."

Mr. R. Gardiner moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hill	Metzler	Scanlon
Ahern	Egan	Hitchcock	Miller	Sharkey
Allds	Ellis	Holsten	Morgan	Siems
Apgar	Fallows	Honeck	Morris	Slater
Axtell	Fancher	Hyman, S F	O'Connell	Sloane
Babcock	Farrell	Irwin	O'Connor	Smith, A R
Baker	Fish	Johnson	Patton	Smith, J E
Barnes	Fiske	Juengst	Phillips	Smith, J L
Baum	Fitzger'd JB	Kelley, E E	Phipps	Smith J T
Bedell	Fordyce	Kelly, G T	Plank	Snyder, R A
Bradley	Fowler	Kelsey	Platt	Snyder, T
Brennan	Galbraith	Kittell	Post	Stevens
Bryan	Gale	Knipp	Poth	Stewart
Burnett	Gardiner, R	Larzelere	Price	Streifler
Cain	Geoghan	Lewis, M E	Prince	Sullivan, T P
Conger	Gleason	Lewis, T D	Remsen	Sullivan, W J

Cook	Graham	Litchard	Rierdon	Swift
Cooley	Griffith	Maher	Roberts	Treat
Costello	Guider	Marson	Roche	Tripp
Cotton	Hallock	Martin	Rogers	Waite
Coughtry	Halpin	McCreary	Rowe	Walrath
Davis	Harburger	McEwan	Russell	Weekes
De Graw	Hasenflug	McInerney	Ryttenberg	West
Delaney, J T	Hatch	McKeown	Sage	Wheeler
Delaney, W F	Hawkins	McMillan	Sanders	Wilson
Demarest	Henry	Meister	Sands	Wissel
Dillon	Herrick	Metcalf	Sawyer	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2010, Senate reprint, No. 1459), entitled "An act to authorize the town of Skaneateles to use and disburse the proceeds from sale of the stock of said town in the Skaneateles railroad and interest therein" (Int. No. 1503), with a message that they have concurred in the passage of the same with the following amendment:

Section 3, strike out the word "immediately" and insert the words "August first, nineteen hundred."

Mr. Baker moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 136 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Hasenflug	Meister	Sawyer
Ahern	Doughty	Hatch	Metcalf	Scanlon
Allds	Dusinbery	Hawkins	Miller	Sharkey
Apgar	Egan	Henry	Minton	Siems
Axtell	Ellis	Herrick	Morgan	Sloane
Babcock	Everett	Hitchcock	Morris	Smith, A R

Baker	Fallows	Holsten	O'Connell	Smith, J E
Barnes	Fancher	Honeck	O'Connor	Smith, J L
Baum	Farrell	Hyman, S F	Phillips	Smith, J T
Bedell	Fish	Irwin	Phipps	Snyder, R A
Beede	Fiske	Johnson	Plank	Snyder, T
Bradley	Fitzger'd J B	Juengst	Platt	Stevens
Brennan	Fitzger'd, J J	Kelly, G T	Post	Stewart
Bryan	Fordyce	Kelsey	Poth	Streifer
Burnett	Fowler	Kittell	Price	Sullivan, T P
Cain	Frisbie	Knipp	Prince	Sullivan, W J
Cohn	Galbraith	Larzelere	Remsen	Swift
Conger	Gale	Lewis, M E	Rierdon	Trainor
Cook	Gardiner, R	Lewis, T D	Roberts	Treat
Cooley	Geoghan	Litchard	Roche	Tripp
Costello	Gleason	Maher	Rodenbeck	Waite
Cotton	Graham	Marson	Rogers	Walrath
Coughtry	Griffith	Martin	Rowe	West
Darrison	Guider	McEwan	Russell	Wheeler
Davis	Hallock	McInerney	Rytenberg	Wilson
De Graw	Harburger	McKeown	Sage	Wissel
Delaney, J T	Harris	McMillan	Sanders	Witter
Delaney W F				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1838, Senate reprint No. 1460), entitled "An act to amend the County Law, relative to the compensation of supervisors in Niagara county" (Int. No. 1283), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. Section twenty-three of chapter six hundred and eighty-six of the laws of eighteen hundred and ninety-two, entitled "An act in relation to counties, constituting chapter eighteen of the general laws," as amended by chapter seven hundred and twenty-four of the laws of eighteen hundred and ninety-three and chapter four hundred and eighty of the laws of eighteen hundred and ninety-five is hereby amended to read as follows:

§ 23. Compensation of supervisors.—For the services of supervisors, except in the counties of Albany, Broome, Columbia, Erie, Kings, Montgomery, Niagara, Oneida, Onondaga, Rensselaer,

Westchester and Richmond, each supervisor shall receive from the county compensation at the rate of four dollars per day for each calendar day's actual attendance at the sessions of their respective boards, and mileage at the rate of eight cents per mile, for once going and returning from his residence to the place where the sessions of the board shall be held, by the most usual route, for each regular and special session. In the [county] counties of Niagara and Richmond each supervisor shall receive an annual salary, in the county of Niagara of three hundred, and in the county of Richmond of one thousand dollars, in lieu of any per diem compensation. Each supervisor, except in the counties of Albany, Broome, Columbia, Erie, Montgomery, Niagara, Oneida, Onondaga, Rensselaer, Westchester and Richmond, may also receive compensation from the county at the rate of four dollars per day while actually engaged in any investigation or other duty, which may be lawfully committed to him by the board; except for services rendered when the board is in session, and, if such investigation or duty require his attendance at a place away from his residence, and five miles or more distant from the place where the board shall hold its sessions, his actual expenses incurred therein. No other compensation or allowance shall be made to any supervisor for his services, except such as shall be by law a town charge. The board of supervisors of any county may also allow to each member of the board for his services in making a copy of the assessment-roll, three cents for each written line for the first one hundred lines, two cents per line for the second hundred written lines, and one cent per line for all written lines in excess of two hundred, and one cent for each line of the tax-roll actually extended by him.

§ 2. This act shall take effect immediately.

Mr. Rowe moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey

Apgar	Ellis	Herrick	Miller	Siems
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, W J
Cohn	Gale	Kittell	Price	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Rytenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2082, Senate reprint No. 1466), entitled "An act to amend the Forest, Fish and Game Law, in relation to the open season for web-footed wild fowls" (Int. No. 1325), with a message that they have concurred in the passage of the same with the following amendments:

Strike out section 104 and insert the following:

§ 104. Manner of hunting.—Wild fowl may be taken by aid of any floating device at any distance from shore in Long Island sound, in Shinnecock, Gardiner and Peconic bays, and except from September thirtieth to October nineteenth, both inclusive, in Great South bay, west of Smith's Point. Sailboats may be used in Long Island sound, Gardiner and Peconic bays.

§ 2. This act shall take effect immediately.

Mr. Post moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Sawyer
Ahern	Ellis	Herrick	Metzler	Scanlon
Allds	Everett	Hill	Miller	Sharkey
Apgar	Fallows	Hitchcock	Minton	Siems
Axtell	Fancher	Holsten	Morgan	Slater
Babcock	Farrell	Honeck	Morris	Sloane
Baker	Fish	Hyman, A Z	O'Connell	Smith, A B
Barnes	Fiske	Hyman, S F	O'Connor	Smith, J E
Baum	Fitzger'd J B	Irwin	Patton	Smith, J L
Bedell	Fitzgerald J J	Johnson	Phillips	Smith, J T
Beede	Fordyce	Juengst	Phipps	Snyder, R A
Bradley	Fowler	Kelley, E E	Plank	Snyder, T
Bryan	Frisbie	Kelly, G T	Platt	Stevens
Burnett	Galbraith	Kelsey	Post	Streifler
Cain	Gale	Kittell	Poth	Sullivan, T P
Cohn	Gardiner, R	Knipp	Price	Sullivan, W J
Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Cooley	Gleason	Lewis, T D	Rierdon	Treat
Costello	Graham	Litchard	Roberts	Tripp
Cotton	Green	Maher	Roche	Waite
Coughtry	Griffith	Marson	Rodenbeck	Walrath
Darrison	Guider	Martin	Rogers }	Weekes
Davis	Hallock	McCreary	Rowe	West
De Graw	Halpin	McEwan	Russell	Wheeler
Delaney, J T	Harburger	McInerney	Ryttenberg	Wilson
Demarest	Harris	McKeown	Sage	Wissel
Dillon	Hasenflug	McMillan	Sanders	Witter
Doughty	Hatch	Meister	Sands	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1451, Senate reprint No. 1464), entitled "An act to amend chapter 441 of the Laws of 1899, entitled 'An act to create a commissioner of jurors in the several counties of this State'" (Int. No. 1182), with a message that they have concurred in the passage of the same with the following amendment:

Section 11, line 6, strike out the word "two" and insert the words "not less than fifty nor more than one."

Mr. Metcalfe moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 148 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Sawyer
Ahern	Dusinbery	Hawkins	Metzler	Scanlon
Allds	Egan	Henry	Miller	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hill	Morgan	Slater
Babcock	Fallows	Hitchcock	Morris	Sloane
Baker	Fancher	Holsten	O'Connell	Smith, A R
Barnes	Farrell	Honeck	O'Connor	Smith, J E
Baum	Fish	Hyman, A Z	Patton	Smith, J L
Bedell	Fiske	Irwin	Phillips	Smith, J T
Beede	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Juengst	Plank	Snyder, T
Brennan	Fordyce	Kelley, E E	Platt	Stevens
Bryan	Fowler	Kelly, G T	Post	Stewart
Burnett	Frisbie	Kelsey	Poth	Streifler
Cain	Galbraith	Kittell	Price	Sullivan, T P
Cohn	Gale	Knipp	Prince	Sullivan, W J
Conger	Gardiner, R	Larzelere	Remsen	Swift
Cook	Gardner, C J	Lewis, M E	Rierdon	Trainor
Cooley	Geoghan	Lewis, T D	Roberts	Treat
Costello	Gleason	Litchard	Roche	Tripp
Cotton	Graham	Maher	Rodenbeck	Waite

Coughtry	Green	Marson	Rogers	Walrath
Darrison	Griffith	Martin	Rowe	Weekes
Davis	Guider	McCreary	Russell	West
De Graw	Hallock	McEwan	Ryttenberg	Wheeler
Delaney, J T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Harburger	McKeown	Sanders	Wissel
Demarest	Harris	McMillan	Sands	Witter
Dillon	Hasenflug	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1601, Senate reprint No. 1357), entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy, and repealing certain sections thereof" (Int. No. 157), with a message that they have concurred in the passage of the same with the following amendments:

At the end of section 199 insert the following: "Provided, however, that in the several towns of this state outside of incorporated villages, physicians may compound medicines, fill prescriptions and sell poisons, duly labeling the same as required by this act, and merchants, and retail dealers may sell the ordinary non-poisonous domestic remedies."

Mr. Hill moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Meister	Sands
Ahern	Egan	Henry	Metcalfe	Scanlon
Allds	Ellis	Herrick	Metzler	Sharkey
Apgar	Everett	Hill	Miller	Siems
Axtell	Fallows	Hitchcock	Minton	Slater
Babcock	Fancher	Holsten	Morgan	Sloane

Baker	Farrell	Honeck	Morris	Smith A R
Barnes	Fish	Hyman, A Z	O'Connell	Smith, J E
Baum	Fiske	Hyman, S F	O'Connor	Smith J L
Bedell	Fitzger'd J B	Irwin	Patton	Smith J T
Beede	Fitzger'd J J	Johnson	Phillips	Snyder, R A
Bradley	Fordyce	Juengst	Phipps	Snyder T
Brennan	Fowler	Kelley, E E	Plank	Stevens
Bryan	Frisbie	Kelly, G T	Platt	Stewart
Burnett	Galbraith	Kelsey	Post	Streifler
Cain	Gale	Kittell	Poth	Sullivan, T P
Cohn	Gardiner, R	Knipp	Price	Sullivan W J
Conger	Gardner, C J	Larzelere	Prince	Swift
Cook	Geoghan	Lewis, M E	Remsen	Trainor
Cooley	Gleason	Lewis, T D	Rierdon	Treat
Costello	Graham	Litchard	Roberts	Tripp
Cotton	Green	Maher	Roche	Waite
Coughtry	Griffith	Marson	Rodenbeck	Walrath
Darrison	Guider	Martin	Rogers	Weekes
Davis	Hallock	McCreary	Rowe	West
De Graw	Halpin	McEwan	Russell	Wheeler
Delaney, J T	Harburger	McInerney	Ryttenberg	Wilson
Delaney, W F	Harris	McKeown	Sage	Wissel
Demarest	Hasenflug	McMillan	Sanders	Witter
Doughty	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 915, Senate reprint No. 1429), entitled "An act to amend section 421 of the Penal Code, in regard to ringing bells and blowing whistles on locomotives approaching grade crossings" (Int. No. 506), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

Section 1. Section four hundred and twenty-one of the penal code is hereby amended so as to read as follows:

§ 421. A person acting as engineer, driving a locomotive on any railway in this state, who fails to ring the bell, or sound the whistle, upon such locomotive, or cause the same to be rung or sounded, at least eighty rods from any place where such railway crosses a traveled road or street on the same level (except in cities), or to continue the ringing such bell or sounding such whistle at intervals, until such locomotive and the train to which

the locomotive is attached shall have completely crossed such road or street or any officer or employe of a corporation in charge of a locomotive, train, or car, who shall willfully obstruct, or cause to be obstructed, any farm or highway crossing with any locomotive, train or car for a longer period than five consecutive minutes, is guilty of a misdemeanor.

§ 2. This act shall take effect on the first day of September, nineteen hundred.

Mr. Bedell moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Delaney, W F	Hasenflug	Metzler	Sands
Ahern	Demarest	Hatch	Miller	Sawyer
Allds	Dillon	Hawkins	Minton	Scanlon
Axtell	Doughty	Herrick	Morgan	Siems
Babcock	Dusinbery	Hitchcock	Morris	Slater
Baker	Egan	Holsten	O'Connell	Smith, A R
Barnes	Ellis	Irwin	O'Connor	Smith, J E
Baum	Fallows	Johnson	Patton	Smith, J L
Bedell	Fancher	Juengst	Phillips	Smith J T
Beede	Farrell	Kelley, E E	Phipps	Snyder, R A
Bradley	Fish	Kelsey	Plank	Snyder, T
Brennan	Fitzger'd J B	Kittell	Platt	Stevens
Bryan	Fitzger'd J J	Knipp	Post	Stewart
Burnett	Fordyce	Lewis, M E	Poth	Streifler
Cain	Frisbie	Lewis, T D	Prince	Sullivan, T P
Cohn	Galbraith	Litchard	Rierdon	Sullivan, W J
Conger	Gale	Maher	Roberts	Swift
Cook	Gardiner, R	Marson	Roche	Treat
Cooley	Geoghan	Martin	Rodenbeck	Tripp
Costello	Gleason	McCreary	Rogers	Waite
Cotton	Graham	McEwan	Rowe	Weekes
Coughtry	Griffith	McInerney	Russell	West
Darrison	Guider	McKeown	Ryttenberg	Wheeler
Davis	Hallock	McMillan	Sage	Wilson
De Graw	Halpin	Meister	Sanders	Witter
Delaney J T	Harris	Metcalf		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication was received from Hon. Michael J. Day, mayor of the city of Watervliet, returning the bill (No. 348) entitled "An act to provide for the operation of a lift bridge over the Erie canal at Nineteenth street, in the city of Watervliet" (Int. No. 348), with a message that said mayor and the common council of said city, after a public hearing thereon, do not approve said bill and do not accept the same.

Mr. Speaker stated the question to be "Shall the bill become a law, notwithstanding the objection of the mayor and the common council, the legislative body of said city of Watervliet, thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalf	Scanlon
Ahern	Egan	Henry	Metzler	Sharkey
Allds	Ellis	Herrick	Miller	Siems
Apgar	Everett	Hill	Minton	Slater
Axtell	Fallows	Hitchcock	Morgan	Sloane
Babcock	Fancher	Holsten	Morris	Smith, A R
Baker	Farrell	Honeck	O'Connor	Smith, J E
Barnes	Fish	Hyman, A Z	Patton	Smith, J L
Baum	Fiske	Hyman, S F	Phillips	Smith, J T
Bedell	Fitzger'd	J B Irwin	Phipps	Snyder R A
Beede	Fordyce	Johnson	Plank	Snyder, T
Bradley	Fowler	Juengst	Platt	Stevens
Brennan	Frisbie	Kelley, E E	Post	Stewart
Bryan	Galbraith	Kelly, G T	Poth	Streifler
Cain	Gale	Kelsey	Price	Sullivan, T P
Cohn	Gardiner, R	Kittell	Prince	Sullivan, W J
Conger	Gardner, C J	Knipp	Remsen	Swift
Cook	Geoghan	Larzelere	Rierdon	Trainor
Cooley	Gleason	Lewis, M E	Roberts	Treat
Costello	Graham	Lewis, T D	Roche	Tripp
Cotton	Green	Litchard	Rodenbeck	Waite

Coughtry	Griffith	Maher	Rogers	Walrath
Darrison	Guider	Marson	Rowe	Weekes
Davis	Hallock	Martin	Russell	West
De Graw	Halpin	McCreary	Ryttenberg	Wheeler
Delaney, J T	Harburger	McEwan	Sage	Wilson
Delaney, W F	Harris	McInerney	Sanders	Wissel
Dillon	Hasenflug	McKeown	Sands	Witter
Doughty	Hatch	McMillan	Sawyer	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. M. E. Lewis, from the special committee, presented the following report:

Tr the Assembly of the State of New York:

Your committee, appointed by resolution, on the 22d day of February last, as a special committee to investigate the financial affairs of the city of Syracuse, and the causes which have led up to the creation of the overdrafts and deficiencies mentioned in the proposed Assembly bill, No. 831, entitled "An act relative to the city funds of the city of Syracuse, and to provide for unpaid overdrafts and expenditures and claims against said city," respectfully report as follows:

That said committee, in accordance with the power granted them under said resolution, and to prosecute their inquiries into the financial condition of the city of Syracuse, and the causes of the overdraft and deficiencies mentioned in said bill, have held several sessions, both at the city of Syracuse and at Albany; have employed counsel and an expert accountant and stenographer for the purpose of prosecuting said inquiries; and have examined a large number of witnesses, and a large mass of documents, books, vouchers and papers in the city clerk's office and in the city treasurer's office, which have been submitted to said committee.

Several extended hearings have been had and a large mass of testimony has been taken before the committee, which has been duly certified by the stenographer of the committee and is annexed to this report, and returned herewith. The testimony of the expert accountant has been taken in detail and his facts and computations are incorporated in his report, which is submitted herewith in addition to his testimony before the committee.

It appears to your committee from the evidence that by chapter 456 of the Laws of 1899, the common council of the city was authorized to include in the tax levy for last year, in addition to the annual tax levy, the sum of \$187,938.78, for the purpose of paying

unpaid audits, overdrafts and deficits in the general contingent fund, and other funds of said city. It was supposed that the foregoing amounts would be sufficient and probably were sufficient, to pay all overdrafts and deficits, so that the city would enter upon the fiscal year of 1899 on the 1st of February, with its funds and books completely balanced.

When the budget for the tax levy proposed to be raised in the year 1899 was first passed by the common council, it fixed the amount proposed to be raised for the general and contingent fund at the amount of \$195,943.82. This item was vetoed by the mayor on the 18th of September, on the ground that the same was too large, and the amount was subsequently fixed at the sum of \$150,000, which passed into the budget and was raised by the tax levy of last year for the purposes of the contingent fund, together with the additional amount above specified to extinguish the indebtedness of the previous year.

Notwithstanding this amount was raised by the tax levy of 1899, and the further amounts specified in the budget for the various fund of the city, your committee find the financial affairs of the city of Syracuse to have been on the 1st of January last in a condition most shocking and deplorable. Wasteful and extravagant drafts appear to have been made on the various funds, particularly the general contingent fund, the highway fund, and the fund known as the city's share of permanent improvements, and expenditures of vast amounts, without authority of law, accompanied by illegal transfers of moneys and accounts from one fund to another appear to have wasted the money and seriously impaired the financial condition of the city.

On the 1st of January, 1899, the condition of the overdrafts and deficiencies, as appears to your committee, from the report of the city treasurer, the report of an expert accountant, employed by the mayor, to ascertain the condition of such overdrafts and deficiencies, and the evidence and reports of the expert accountant, employing by this committee, and as appears from other evidence and documents submitted to this committee, was substantially as follows:

The general contingent fund of the city was overdrawn and a deficiency existed therein to the extent of \$137,569.90.

The highway fund of said city was overdrawn and a deficiency existed therein in the amount of \$32,772.02.

The fund known as city's share of permanent improvements was overdrawn and a deficiency existed therein in the amount of \$5,966.39.

Unpaid bills, which had accumulated against said city, and which were distributed among the various funds, had been presented to and audited by the common council in the amount of

\$78,219.09, for which warrants had been drawn, but the warrants were withheld, and the signature of the mayor defaced therefrom, and the same now remain undelivered in the office of the city clerk.

Unpaid bills had also been presented to said city, chargeable to the various funds, still unaudited, and no action had been taken by the common council on the same, amounting to the sum of \$85,440.35, which bills are still pending, and have not been audited or allowed.

A miscellaneous amount of bills of unpaid indebtedness also appears in the amount of \$3,444.85, not yet audited or allowed.

It also appears that the city had outstanding, on the 1st day of January, 1900, temporary loans payable in the amount of \$796,193.54. Of this amount \$300,000 was borrowed in anticipation of the uncollected city taxes of 1899, while the amounts of city tax uncollected on January 1, 1900, was only \$225,090; \$40,000 was borrowed in anticipation of the tax levy of 1900; and the remainder was borrowed in anticipation of the payment of local taxes and assessments, some of which had their inception in previous years, commencing with 1896.

Further facts and statements of amounts, constituting said deficiencies and overdrafts appear in the report and statements of Mr. Lawrence W. Myers, the expert accountant of the committee, which are annexed hereto and returned herewith.

A large amount of evidence was submitted to the committee from which it appears that in creating these large overdrafts and deficiencies, the common council of the city and the mayor have drawn largely from some funds of the city for the payment of accounts properly chargeable to other funds. The charter of the city contains stringent provisions against said transfers and misappropriations, providing as follows:

"Section 108. All moneys collected by general tax or otherwise for the expense of the city government, or for any specific object or purpose whatever, shall be applied to the payment of such expenses, or for such objects or purpose, and no other. It shall not be lawful to apply any money collected or appropriated for one purpose to any other purpose, and the common council is forbidden to make any direction or order for such misappropriation; the mayor approving of or any alderman voting in favor of a resolution which shall be adopted making any such illegal appropriation of money, or any elected or appointed officer directing any such illegal act to be done under such resolution, shall be deemed guilty of a misdemeanor and shall be liable, upon conviction thereof, to a fine of \$100, or not more than ten days imprisonment in the county jail, for each and every offense.

"Section 109. Each member of the common council who shall vote to create any indebtedness or incur any liability beyond what

is provided for in this act, or in violation thereof, shall become personally liable for the same to the person in whose favor said indebtedness shall have been incurred, but the city of Syracuse shall not be liable therefor."

Notwithstanding such provisions, during the whole year large drafts were made from the general contingent fund and paid out for supplies and labor and other accounts, properly chargeable to the highway and other funds; and on the 5th of July, 1899, a resolution was adopted and afterwards approved by the mayor, as follows:

"Resolved, That all bills for supplies now charged to the highway fund be transferred to the contingent fund."

After the passage of this resolution, by various audits made by the common council upon minority reports of the committee on accounts and printing, (the majority of such committee objecting), an aggregate of many thousands of dollars was drawn from the general contingent fund to pay highway expenses and for the repair of streets, and by an entry on the books of the treasurer, made December 30, 1899, over \$9,000 was further transferred from the contingent fund to the highway fund; and during the year by resolutions which were signed by the mayor, large amounts were also drawn from the general contingent fund to pay for repairs on streets and supplies and other items which, under the charter, should have been charged to and paid from the highway fund.

These acts on the part of the mayor and common council and other officers of the city, not only served to deplete and illegally exhaust the general contingent fund, in which the largest deficiency exists, but also constituted, in the opinion of your committee, an illegal misappropriation of those funds for which the common council and mayor and other officers of the city, aiding in the same, became personally liable, as well as liable to the penalties prescribed by the charter for such misappropriations.

In seeking to ascertain the causes which have led up to the creation of such overdrafts and deficiencies, and the purposes for which such expenditures were made, your committee have in that respect examined a large number of witnesses whose testimony is returned with this report. The evidence reveals a condition of things existing in the system of management of some of the departments of municipal government in the city of Syracuse, calling for the most radical measures to enforce a correction and produce a change of management. The most wasteful extravagance and reckless expenditure of money seems to have been made without regard to any return of benefit or substantial good to the city.

The most noticeable waste and the occasion of the largest over-

drafts on the contingent fund appears to have been made in the conduct of the poor department of the city. It appears from the evidence submitted that the expenditure of the poor department for five years has been as follows:

1895	\$54,611 74
1896	80,251 74
1897	79,654 49
1898	116,000 00

While during eleven months of the year 1899, the expenses of the poor department appear to have been over \$173,229.28. The attention of the common council and of the mayor was repeatedly called to this condition of extravagant expense by a committee of the common council, whose duty it was to supervise these expenditures, yet the expense was not limited, and the extravagant audit and payment of money continued throughout the year in response to the poor orders, issued by an overseer of the poor, who appears to have been recklessly and criminally wasteful in his management of that department.

A system seems to have been instituted in the poor department by which the overseer of the poor attempted to furnish labor upon the public streets of the city and in breaking stone for the department of public works, the labor to be performed by men to whom the overseer issued tickets, the same to be redeemable in poor orders for provisions upon different grocers of the city, after the applicant should have performed the required labor, and his ticket, having been properly approved by an authorized foreman, or the superintendent of public works, was presented for redemption. The distribution of these tickets resulted in a condition which was indeed truly scandalous. The tickets seem to have been given to all applicants, and to have been approved without regard to the work performed. In many cases no work was performed at all, but a method devised by which the tickets could be approved and poor orders obtained for them without any labor for the city. Different officers connected with the different departments, from the mayor's office down through the other offices, seem to have joined in the distribution of these tickets. They were distributed with very little examination, and generally with no inspection at all of the circumstances of the applicant, but simply by the caprice or favor of some influential person or member of one of the departments, or by application at the overseer's office, without suitable inspection. The result was that through this means a large amount of the money raised for poor relief was distributed without the legal inspection required by the statute.

Your committee also found from the evidence that a regular traffic in these tickets was inaugurated and continued through a portion of last year, many unworthy men obtaining them, and selling them at the regular price of one dollar each to unscrupulous men who made a business of buying them, and who had some method of obtaining approval of the tickets and thus turning them into the poor office, and exchanging them for poor orders, upon which they afterwards realized the money in the amount of three dollars for each ticket. In the opinion of your committee, this traffic has caused great loss to the city, and the parties should be punished and held criminally liable.

From the testimony submitted, and especially from the testimony of the overseer of the poor himself, it appears that the distribution of the poor fund and of poor orders in that department, was made without any proper system of inspection as to the objects of the charity. Although the statute requires prompt and efficient inspection, it appears that there were hundreds of old cases in the department which had not been inspected for months and in many cases for years, and orders were being constantly drawn and sums advanced in large amounts without any adequate examination or information as to the necessities of the individual cases.

The distribution of the poor fund, its large increase in the year 1899, and the payment of the extravagant sums which make up a large part of the deficiency was occasioned largely by political influence. The money seems to have been diverted from the proper objects of charity to influence the municipal election of the year 1899. The testimony of the overseer of the poor himself is an admission of a state of facts entirely improper, criminal and dishonest. He admits in his testimony that he used the poor fund for the purpose of influencing the election of 1899.

A prominent Italian, who keeps a saloon and acts as banker for several thousand Italians living in Syracuse, was called into the poor office during several months of the year 1899, and remained there during parts of each day, and substantially dictated the policy of the department toward the Italian poor who applied for relief. He controlled the distribution of the labor tickets and attended to exchanging them for poor orders, and he substantially controlled the distribution of the orders to Italian applicants. His recommendation to the department seems to have controlled not only the amount, but also the person to whom relief should be granted. As a reward for his services practically all orders for relief, in the amount of many thousands of dollars, were directed to him, so far as the Italian residents were applicants. There was testimony before the committee that he had no proper grocery or place for supplying provisions, and the com-

mittee were convinced that the orders in extravagant amounts were turned over to him for a small price in money, and for liquor dealt out at his saloon. The scheme seems to have been to allow this Italian to select the objects of the charity, to deal it out to the Italians without any inspection, except his report to the department, and to allow him to fill the orders; thus the department aided its Italian friend in maintaining the firm control over the Italians of the city, and failed to distribute the poor fund to those properly entitled; but the Italian who dictated the policy was allowed to reap the reward.

It was also admitted by the overseer of the poor in his testimony that he directed the poor orders drawn during the year 1899 to such grocers and provision merchants as were most available to aid his party in the political campaign and municipal election of 1899. He promised to his friends and the friends of his party that the poor orders should be directed to them in return for their political support, and frankly admitted that he placed them with merchants where he knew it would have most political effect; that he promised them the patronage of his department in return for political influence.

Although the highway fund was replenished from time to time by the illegal drafts from the contingent fund above specified, yet on the 1st of January it also appears to have been overdrawn in the amount of \$32,772.02, and with the unpaid warrants and unpaid bills not audited, its total deficiency is now over \$58,000, showing the immense and unwarranted amounts that appear to have been disbursed for highway expenses. From the evidence submitted and from the audits and vouchers examined, your committee are of the opinion that large waste was occasioned by the administration of the street department. The system of inspection over contractors appears to have been carried on, not with an honest purpose to inspect the work as it progressed, but to see how much the inspector appointed could obtain from the city with no work, or as little work as possible being performed. The evidence of several inspectors on sewer contracts, sprinkling contracts, etc., was submitted to the committee. It appears that down to a year ago only one inspector and an assistant was employed to inspect all the sprinkling work under all the contracts of the city. But during the year 1899 there seem to have been employed eight or ten inspectors of sprinkling, all drawing salaries of three dollars per day, although only two or three of them appear to have been doing any work in watching the sprinkling contractors at their occupation. They were appointed and acted simply as a figure, and probably for political reward, doing no work, except occasionally to drive over the streets sprinkled, but

performing no substantial service for the city. They were men engaged in other employments, and did not give up their time or service to the work of the city as inspectors.

It also appears from the evidence submitted before your committee that especially in the supplies furnished to the public works department, the system of competitive bidding provided by the charter, was not properly carried out. The statute provides,

Charter, section 233: "Whenever the common council shall require any work to be done or materials or supplies to be furnished, the nature of which will admit of competition on the part of those who might do or furnish the same, the same shall be done or furnished, as the case may be, by contract, if an expenditure of more than seventy-five dollars shall be involved, and such contract shall be awarded to the lowest bidder, who shall give one or more sureties to be approved by the mayor, for its faithful performance."

This provision of the statute was entirely ignored regarding large quantities of supplies. The hardware and utensils used by the department were largely supplied by a corporation of which the mayor was, during the year 1899, a stockholder and treasurer. Quantities of implements of the same character, purchased in large lots, were delivered in small quantities on consecutive days, so as to divide the large lots into daily deliveries of under seventy-five dollars in value, evidently for the purpose of evading the effect of this statute. This was also true of the implements purchased to carry on the street cleaning work, and from the evidence submitted, it appears that not only the corporation above mentioned, but others who furnished supplies, thus graduated their bills by daily deliveries of less than seventy-five dollars in value, and the city officers and the merchants thus escaped the requirements of the statute.

In this connection, your committee also call attention to the evidence, showing that officers of the city were thus interested in the contracts, and in furnishing supplies to the city. It is provided by the statute, Laws of 1899, chapter 237:

"Nor shall the mayor or any alderman, school commissioner or other public officer of any city be directly or indirectly interested either as principal, surety or otherwise, in any contract, the expense or consideration whereof is payable out of the city treasury, but this act shall not affect the right to any fees or emoluments belonging to the office. An officer of any city, who violates any provision of this section, shall be deemed to forfeit his office."

It appears that members of the common council, and the corporation of which the mayor of the city was a stockholder and treasurer in 1899, were engaged in furnishing supplies in large

amounts to the city during that year, and that such supplies were furnished by them in evasion of the statute requiring bids therefor when supplied in amounts of over seventy-five dollars.

It further appears that the insurance upon the buildings of the city is carried largely and placed by an insurance firm of which the mayor of the city is one of the active partners. A large amount of insurance upon the school buildings of the city in the year 1899 was let by contract to the lowest bidder therefor, and this firm received, under said contract, over \$60,000 of such insurance, and carries large insurance upon other buildings of the city.

Your committee also examined the methods adopted by the board of assessors of the city of Syracuse in placing property and assessments upon the assessment-rolls of the city.

The most novel and startling process appears to have been adopted by the board of assessors, and suggested and put in force by the mayor to place personal property of no ascertained value upon the assessment-rolls. The effect of this proceeding has been to place upon the assessment-rolls of 1899 a large number of false and fictitious assessments, amounting in the aggregate to over a million and a half of dollars, and the result will be that a further deficit of about twenty-three thousand dollars will be occasioned by the taxes upon these fictitious assessments remaining uncollected. The object of thus placing fictitious amounts upon the rolls to reduce the apparent rate per cent. can be surmised, but its effect is disastrous to the interests of the city.

It appears from the evidence that early in 1899, the mayor employed a man by the name of Edward F. McGraw to search the records in the county clerk's office and the surrogate's office, and to ascertain from those records and other sources the names of parties, or corporations, who might be carried upon the assessment-rolls and personal assessments be made against them. This man, McGraw, was not employed in the assessors' office, but was placed on the pay-rolls of the engineer's department, as a chain man, and drew his compensation from that department. He was not sworn nor entered as an assistant or employe in the assessors' office. He spent several months at this work, and the result was that he reported a list of corporations and persons to be carried upon the assessment-rolls with large amounts of personal property to be assessed against each. A list of assessments proposed by him, submitted by him to the mayor and assessors, and carried upon the rolls under each letter of the alphabet, respectively, at the end of the names under each letter, respectively, is submitted herewith, contained in the evidence. The aggregate personal assessments of these persons and corporations is over a

million and a half of dollars. In all cases except one, the assessment is purely fictitious and of no value whatever. The corporations named either have no existence at all, or are foreign corporations, or have no personal assets whatever; the persons named are all fictitious and have no place of residence whatever, and the residence assigned them upon the apparent assessment-rolls is in all cases false, being either vacant property, or no such person residing at the place indicated. In all cases the pretended person or corporation has no personal assets of any kind or description in the city of Syracuse, liable to taxation, except in one instance where the assessment was raised arbitrarily by inserting a figure "1" and thus raising the assessment from \$70,000 to \$170,000. By this method, the total personal assessment of the city of Syracuse was made to include a million and a half of dollars of fictitious amounts, causing a further deficit by reason of the taxes thereon being valueless. The testimony of the city treasurer appears upon the records that no part of these fictitious assessments has been paid, except the amount of about \$168 claimed to have been paid upon the assessment of James Adams.

The testimony of the city treasurer, regarding the payment of this Adams assessment, leaves grave doubt in the minds of your committee, as to whether the same was paid by any person by the name of Adams, to whom the assessment was made, or whether it was paid by interested parties in an attempt to show that one of the assessments charged to be fictitious was, in fact, valid. The city treasurer and his deputy claim that this tax was paid to the city treasurer on the 28th day of October, by some person over the counter of the city treasurer's office, and a receipt was given therefor, but that the city treasurer, on the evening of that day, directed his deputy to take the money equaling that tax, in the amount of about one hundred and sixty-eight dollars from the funds and place it in an envelope and in the safe of the city treasurer, and withhold it from deposit with the funds of the city. That this amount thus remained in the hands of the city treasurer, but was not placed upon the books as a part of the receipts, and remained in this state until the commencement of this investigation and until after one or two sessions of this committee, and finally, on the 8th of March, 1900, was taken from the envelope and paid into the funds of the city and entered upon the books as received from uncollected taxes. The book, however, shows that the date of receipt, October 28, 1899, to have been written over an erasure. The treasurer admits that he did this as a matter of politics, and to delude the political opponents of the city administration, who were attempting to make political capital out of the circumstances attending these fictitious assessments; but the question arises in the minds of your committee as

to whether this amount was really paid by John Adams, against whom it was assessed and claimed to be fictitious, or whether it was turned into the city treasurer on March 8th to meet the assertion that it had been paid in October, and to satisfy the requirements of the receipt of the city treasurer for that amount, which appears by the evidence to have been printed in a city newspaper in November last. It certainly furnished an instance of very questionable, if not fraudulent, methods in administering the affairs and moneys of the city of Syracuse in the office of its treasurer.

Your committee also investigated and return herewith a large amount of evidence concerning the purchase of property for the erection of a free public bath, in which the funds of the city have, in the opinion of your committee, been criminally wasted. By a statute recently passed, and by the enabling act, chapter 456 of the Laws of 1899, the city was authorized to raise \$10,000 in the tax levy of 1899, for the purpose of purchasing and equipping a free public bath. Property in the city, situated near the lake and assessed at about \$3,000, and which your committee regard of much less value than \$10,000, was offered to the city and negotiations were entered into for purchasing it by the committee on water and public health of the common council. On June 26, 1899, the committee recommended the purchase of the above property, which was known as the "White Oak Springs" property, at the price of \$10,000. The property consisted of between four and five acres, and under a partition sale the year previous had been sold for \$5,000. After the report of the committee favoring this property, and while the proceedings for a sale was pending, it was suddenly sold on September 15th to William H. Hammerle, the husband of one of the four owners, and he, thus holding the apparent title, pursued the negotiations with the city. On September 25th a warrant was ordered to be drawn by resolution of the common council to William H. Hammerle, in payment for the purchase. It was then discovered that Hammerle was deeding to the city but an acre and three-tenths of this property, and that the property nowhere touched the street. The corporation counsel very properly resisted the transfer in this condition until a right of way to the street was also conveyed, and then, on September 18, 1899, conveyance of the acre and three-tenths was made to the city in consideration of the \$10,000. Of this amount, it appears to the satisfaction of your committee that \$8,000 was paid by Hammerle to satisfy a mortgage on the property and to the heirs of the property, who had conveyed to him, and \$2,000 which was paid to him in cash from the city treasurer was used by Hammerle in various questionable methods in procuring the purchase by the city.

It further appears that the city in this deal did not obtain all the property which the heirs were selling, but in fact, obtained only the acre and three-tenths, and the balance of the property having been carried in Hammerle's name until November 28, 1899, was then conveyed to Christian B. Snyder, of Syracuse, in consideration of one dollar. Both Snyder and Hammerle have refused to disclose to the committee any additional consideration, and are now under process of contempt, and a warrant has been issued by this body to bring them before its bar, as being in contempt of the Assembly of the State of New York, for refusing to answer further regarding this transaction. Your committee, from the evidence, believe that this deed was a cover and that the property is still held to be ultimately disposed of for the financial benefit of those immediately concerned in this transaction.

Your committee would report, in addition to the foregoing facts, that the charter of the city of Syracuse in force during the creation of the said overdrafts and deficiencies provided and still provides ample remedy against the officers of the city creating such deficiencies by the following sections in addition to the sections which have been hereinbefore cited:

§ 229. "In case any alderman shall vote for any appropriation or for the payment or expenditure of moneys not authorized by this act or in violation of any of the provisions of this act, every such alderman shall be liable to a penalty of one hundred dollars, to be sued for and recovered in any court by any citizen of said city; and in case the said common council shall contract any debt after the second Tuesday in March in any year, and before the second Tuesday in March thereafter, which shall remain unpaid for one month after the last mentioned day for want of sufficient funds in the treasury to pay the same, or in case the common council shall authorize any expenditure for any purpose in such year exceeding the amount they are hereby authorized to raise for such purpose, the alderman voting for the contracting of any such debt or to authorize any such expenditure shall be personally liable to each and every party entitled to payment, but the city of Syracuse shall not be liable to pay the same, nor shall the common council audit or pay any debt so contracted or expenditure so made."

Section 232. "It shall be the duty of each common council immediately to ascertain the amount of debt contracted by the common council of the previous year; if the same shall exceed the amount authorized by law, it shall bring an action or actions in the name of the city to recover such amount against the several aldermen who may have voted for the expenditure constituting all or any part of such excess and against the mayor who may have approved the bill, and such moneys when collected shall be

paid into the city treasury for the benefit of those entitled thereto."

Under the evidence produced, and the facts shown which are partially summarized in the foregoing statement, and in our opinion fully substantiated by the testimony herewith submitted, your committee would respectfully further report:

First, That in their opinion the statute fully provides for the personal liability of the mayor and the members of the common council of the city who in the first instance incurred and created the existing overdrafts and deficiencies; and the city of Syracuse has a right of action against such officers to recover the various amounts of the same. It is the opinion of your committee that such remedy against them upon their personal liability, should, in justice to the citizens and tax payers of Syracuse, be first fixed and exhausted by appropriate suits for that purpose, before the burden of paying the same should be imposed upon the city at large.

Such suits have not yet been brought, and the liability of such officers has not yet been determined. Your committee would, therefore, recommend that action by this body upon the proposed deficiency bill submitted, and any action giving the right to raise the amount of such deficiencies by the levy of city taxes be deferred until the city has first resorted to and exhausted this appropriate legal remedy.

Second, Your committee are further of the opinion upon the evidence submitted, that serious and criminal offenses have been committed by officers of said city in the management of its fiscal affairs, and that active and vigorous measures should be taken before the courts and the grand jury sitting therein, in Onondaga county, to fix the criminal responsibility of such officers, by way of presentment and indictment by the grand jury, and would recommend that this report and a copy of the evidence accompanying the same be transmitted to the district attorney of Onondaga county for his inspection and procedure thereon. In view of the large volume of criminal business which your committee are informed is now pending in Onondaga county, and the length of time and detailed examination likely to be required, we deem it advisable that the Governor of the State be requested to appoint an extraordinary term of the Supreme Court, with a grand jury, in Onondaga county to take cognizance of such offenses mentioned in this report.

April 5, 1900.

MERTON E. LEWIS,
OTTO KELSEY,
JAMES G. GRAHAM,
Committee.

SYRACUSE, N. Y., April 2, 1899.

Honorable Merton E. Lewis, Chairman; Otto Kelsey, James G. Graham and Patrick F. Trainor, Assembly committee to investigate the financial affairs of the city of Syracuse:

Gentlemen—I beg leave to report as follows of my examination, that in pursuance of your directions I have made of the books, vouchers, etc., pertaining to the financial transactions, during the fiscal year 1899, of the city of Syracuse.

The said fiscal year covered a period of only eleven months, beginning February 1, 1899, and ending December 31, 1899, both dates inclusive.

As you are aware, the time at my disposal has made it impossible for me, with all the clerical assistance that I could use, to examine the receipts, or the details of disbursements of any of the city's departments.

I have therefore, so far as I could, examined the expenditures directly bearing upon and causing the alleged deficiency of \$396,587.88, in the city's assets on December 31, 1899.

That deficiency was caused, first, by the disbursements exceeding the appropriations in three specific "funds" (the moneys in part so disbursed being illegally taken from other specific "funds" whose *appropriations* exceeded their disbursements);

Second, from unpaid claims against the city, which had been duly audited by resolutions of the common council (said resolutions approved by the mayor) ordering warrants drawn in payment of said claims. These warrants are not entered and the aggregate liability they represent does not appear upon the books of the city: each each warrant was signed in the usual manner by the mayor and the city clerk, but subsequently a red ink line was drawn through the mayor's signature. These warrants I call herein "defaced warrants."

Third, unpaid bills not audited which are distributed through the various "funds" and which I have not verified either in detail or total.

The foregoing three classes appear in the deficiency bill for the following purposes, viz.:

For the contingent fund, overdrafts and claims.....	\$257,586 68
For a loan in anticipation of collection of unpaid taxes for the year 1898.....	8,641 41
For permanent improvement fund, overdrafts and claims.	11,028 35
For highways fund, overdrafts and claims.....	58,353 13
For park fund, overdrafts and claims.....	68 44

For fire department fund, overdrafts and claims....	\$21,659 87
For water department, overdrafts and claims.....	39,250 00
Total deficiency bill.....	<u>\$396,587 88</u>

The sums for the above-named respective purposes include the following amounts from the aforesaid three classes, to wit:

Contingent fund— <i>on ledger</i> —disbursements exceed appropriations from tax levy plus other receipts from excise, etc., moneys.....	\$137,569 90
Contingent amounts <i>not on ledger</i> , viz.:	
Unpaid bills audited, represented by “defaced warrants”	65,080 41
Unpaid bills audited, no warrants....	8 55
Unpaid bills, not audited..	\$46,482 97
	3,444 85
	<u>49,927 82</u>
Added without explanation, sum of...	5,000 00
Makes total “contingent fund” as above in deficiency bill.....	\$257,586 68
Loan on uncollected taxes of 1898, not in <i>liabilities</i> on ledger (see explanation in “recapitulation” which follows).....	8,641 41
City’s share of permanent improvement:	
Overdraft per ledger.....	\$5,966 39
Unpaid bills audited, <i>not on ledger</i> , “defaced warrants”	5,061 96
Makes total this “fund” in deficiency bill.....	<u>11,028 35</u>
Highway:	
Overdraft per ledger.....	\$32,772 02
Unpaid bills audited, <i>not on ledger</i> , “defaced warrants”	8,076 72
Unpaid bills audited, no warrant.....	275 32
Unpaid bills not audited.....	17,229 07
Makes total highway fund in deficiency bill.....	<u>58,353 13</u>
Parks, unpaid bills not audited and not on ledger...	68 44

Fire, unpaid bills not audited and not on ledger....	\$21,659 87
Water department (see explanation in "recapitulation" below)	39,250 00
	<hr/>
Grand total, as above deficiency bill.....	\$396,587 88
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RECAPITULATION, GIVING THE SUMS OF THE AFORESAID THREE CLASSES AS DIVIDED IN THE "FUNDS" ABOVE.

FIRST.

Disbursements in excess of appropriation, etc., in contingent, highway and city's share of permanent improvement, as per city treasurer's ledger..	\$176,308 31	
Loan on uncollected taxes, 1898. (This is not in <i>liabilities</i> , but is an <i>asset</i> on treasurer's ledger, and therefore should not appear in deficiency bill, because said bill purports to include all unpaid claims against the city)..	8,641 41	
Water department overdraft, etc. (This represents a temporary loan of the city that should be, and can be paid from the receipts of the water department, and therefore should not be in deficiency bill.)	39,250 00	
To which is added the amount not on ledger and not explained.....	5,000 00	
	<hr/>	\$229,199 72

SECOND.

Unpaid bills audited, represented by "defaced warrants"	\$78,219 09	
Unpaid bills audited, no warrants....	283 87	
	<hr/>	78,502 96

THIRD.

Unpaid bills not audited.....	\$85,440 35	
Unpaid bills not audited.....	3,444 85	
	<hr/>	88,885 20

(These last two totals not on treasurer's ledger.)

Makes total deficiency bill.....	\$396,587 88
	<hr/> <hr/>

The disbursements first exceeded the appropriations in the above named three "funds" on September 30, 1899.

The moneys used for the "funds" named above, whose disbursements exceeded their appropriations, came from the following sources:

SURPLUS FUNDS.

Street lighting	\$15,195 29
Parks	267 85
City map	33 63
Board of education.....	14,768 70
Fifteenth ward hose house.....	92 74
Rich street bridge.....	6,760 92
Fayette street bridge.....	6,000 00
Subway, fire and police wires.....	1,717 90
Central library	6 49
Police	62
Bonded debt	6,150 00
<hr/>	
Total surplus funds.....	\$50,994 14
Unpaid warrants	26,967 94
Temporary loans	98,346 23
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Total	\$176,308 31
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The above moneys should be replaced except those from the surplus "funds," against which there are no unpaid claims: of such there is an aggregate of \$50,719.18, that can be taken from the amount to be raised for the contingent fund in the deficiency bill, so far as now known.

The "poor" account is a subdivision of the contingent fund:	
The total warrants paid and charged said account upon the treasurer's ledger for the eleven months, ending December 31, 1899, were.....	\$128,372 00
Total "defaced warrants" drawn and not charged said account	\$27,530 67
Total unpaid bills not audited, and not charged	17,326 61
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	44,857 28
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Making grand total expenses of the "poor department" for eleven months ending December 31, 1899.....	\$173,229 28
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This exceeds the total appropriation for the contingent fund (which, in part, was to cover the "poor" account) by the sum of..... \$23,229 28

It had been publicly stated prior to this investigation, that the bridge tenders of the city had not been paid their wages for the months of November and December, 1899, in the total sum of \$3,556. Upon inquiry at the city treasurer's office and an examination of the warrants drawn, I found that a warrant had been drawn on December 18, 1899, in full payment of said wages, and that the moneys upon said warrant had been withdrawn from the city treasurer's cash and entered upon his books as a disbursement on or about said December 18th; but that these moneys were not used in the payment of the said wages, but instead, I am informed, were placed in the city treasurer's safe and there kept until on or about February 27th last, when they were paid to the respective parties to whom they belonged.

I wish to add that February 26th was the date upon which the treasurer informed me of the above facts in relation to the withdrawal of said moneys from the cash.

I append the following statements, viz.:

First—A statement of assets and liabilities taken from the city treasurer's ledger, and as reported by him on December 31, 1899.

Second—An analysis of the temporary loans unpaid on December 31, 1899.

Third—A statement of the unpaid city employees, etc., December 31, 1899.

CITY TREASURER'S REPORT OF ASSETS AND LIABILITIES.

SYRACUSE, N. Y., *December 31, 1899.*

Assets.

Cash on hand and in bank.....	\$12,898 07
General and contingent fund.....	137,569 90
Highway fund	32,772 02
City's share of permanent improvements.....	5,966 39
Advanced contractors, 1894.....	6,763 48
Advanced contractors	326,950 88
Local tax, 1887.....	257 42
Local tax, 1888.....	631 43
Local tax, 1889.....	8,745 43
Local tax, 1890.....	623 69
Local tax, 1891.....	7,298 01
Local tax, 1892.....	12,981 54
Local tax, 1893.....	13,175 43

Local tax, 1894.....	\$45,131 53
Local contracts, 1895 to 1899, inclusive.....	731,865 84
Uncollected tax sales, 1888 to 1894, inclusive....	10,344 67
Tax sale certificates, 1895.....	474 40
Tax sale certificates, 1896.....	32,741 27
Tax sale certificates, 1897.....	57,319 22
Tax sale certificates, 1898.....	17,722 10
Tax sale certificates, 1899.....	10,646 44
Merchants National Bank, local improvement bond account	378 02
Merchants National Bank, local contract account.	279,342 55
City tax 1898.....	8,681 29
City tax, 1899.....	225,290 09
State and county tax, 1899.....	279,329 48
Water tax, 1899	5,091 18
Merchants National Bank, county tax account...	36,130 36
Merchants National Bank, teachers' retirement fund	1,971 71
Local tax, No. 1, 1878.....	4,865 66
Local tax, No. 12, 1878.....	4,760 36
Local tax, No. 38, 1885.....	774 44
New York State Banking Co., Willow street, Bridge account	7,102 66
New York State Banking Co., Butternut street Bridge account	4,058 66
Water department (interest advanced).....	39,250 00
Advanced inspectors	5,920 06
Total	\$2,375,825 68

Liabilities.

Bonded debt account.....	\$6,150 00
Street lighting fund.....	15,195 29
Park department fund.....	267 85
Local improvement bonds.....	699,000 00
City map fund.....	33 63
Board of education.....	14,768 70
Fifteenth ward hose house.....	92 74
Willow street bridge.....	7,102 66
Butternut street bridge.....	4,058 66
Rich street bridge.....	6,760 92
Fayette street bridge.....	6,000 00
Subways (fire and police wires).....	1,717 90
Temporary loans	796,193 54
Certificates	415,634 89
County treasurer	320,546 02

Water board, tax, \$6,973.94; fees, \$15.12.....	\$6,989 06
Syracuse Central Library.....	6 49
Police department fund.....	62
Public teachers' retirement fund.....	1,971 71
Unpaid warrants, 1896	15 47
Unpaid warrants, 1897	77 85
Unpaid warrants, 1898	1,528 50

Unpaid warrants, 1899, viz.:

Fire department fund	\$1,073 52
Board of education.....	6,621 29
Central Library	1,395 33
Park fund	1,976 50
Highway fund	4,813 83
Contingent fund	11,939 98
Poor department	421 20
Board of health	9,146 93
Street lighting	16,927 88
Advanced inspectors	1,761 00
Advanced contractors	11,751 23
Certificates	55 83
Interest on certificates.....	1 76
City map fund.....	463 80
Cost and damages.....	550 00
Rich street bridge.....	72 00
Subways	1,782 10
Election	94 24
Fifteenth ward hose house.....	864 76
	<hr/>
	71,713 18

Total	<hr/> <hr/> \$2,375,825 68
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ANALYSIS TEMPORARY LOANS UNPAID DECEMBER
31, 1899.

Aug. 7. Local—Original issued for \$45,000 in 1896. I first find in "proceedings 1897," p. 95, on March 22, 1897, "proceeds to retire note of like amount due March 25, 1897," renewed at \$45,000 until on May 31, 1898, a \$30,000 note issued, "proceeds to be used to retire note No. 8, due June 3, 1898 " (note No. 8 was for \$45,000.) Present note of August 7, 1899, is third renewal of said May 31, 1898, note

\$30,000 00

Sept.	18.	Local, new note.—In October, 1899, "advanced contractors" charged about the amount of this note.....	\$27,723 15
Oct.	30.	Local, first issued December 5, 1898. This is third renewal	84,000 00
		Local, first issued February 7, 1898. This is fourth renewal.....	91,000 00
		Local, first issued September 27, 1897. This is fourth renewal	13,000 00
Nov.	14.	On "uncollected city taxes 1899," new note this date	150,000 00
	20.	On "uncollected city taxes 1899," new note this date	150,000 00
	14.	Local, new note this date "advanced contractors" charged about this amount..	60,470 39
	27.	Local, new note this date, "advanced contractors" not charged these amount	100,000 00
Dec.	11.	Local, new note this date, "advanced contractors" not charged these amounts	50,000 00
		Both last two notes are "in anticipation of the collection of local assessments."	
	29.	"In anticipation of general tax levy of 1900." \$39,250 used toward paying interest on water bonds, 1 1-10, \$750 balance, used for unknown purposes..	40,000 00
Total unpaid, December 31, 1899.....			\$796,193 54
Total unpaid, January 31, 1899.....			449,747 27
Increase in eleven months			\$346,446 27

The uncollected city taxes of 1899, on which the above \$300,000 was borrowed in November 1899, stood upon city books, December 31, 1899, at \$225,290.09. This shows that about \$75,000 of these taxes had been collected and not applied upon loan, but used for other purposes.

STATEMENT UNPAID EMPLOYEES, ETC.

Board of Health payrolls, viz.:

1899.

December 16 (included in unpaid warrants No. 6428)	\$1,713 50
December 30 (included in unpaid warrants No. 6428)	1,697 75
Fire, pay-rolls for December (warrant drawn No. 781)	10,157 32

City engineer pay-roll for December (included in unpaid warrants charged contingent, No. 6844), (proceedings p. 734, bill No. 3194).....	\$2,100 86
City engineer pay-roll for December (included in unpaid warrants charged city maps, No. 6947).....	463 80
Police, salary superintendent signal alarm.....	150 00
Park, pay-roll	62 00
Highway, pay-roll	129 75
Election, pay-roll	10,980 00
Election, rent for polling places.....	2,255 00
	<hr/>
	\$29,709 98
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In conclusion I wish to say that it is absolutely impossible without a detailed examination of the books and accounts of this city, in relation to uncollected taxes, etc., and claims against the city not on said books, to ascertain the actual deficit, that is the amount by which the liabilities exceed the "good" assets. The present deficiency bill does not cover these facts, and, as I have testified before your honorable committee, it is otherwise imperfect, for large sums should be taken from and added to its total.

Respectfully submitted,

L. W. MYERS.

By unanimous consent Mr. Trainor from said committee presented the following minority report:

To the Honorable the Assembly of the State of New York:

I desire as a member of the committee appointed by your honorable body to investigate the financial condition of the city of Syracuse to respectfully submit the following minority report:

I find that in the years 1898 and 1899 the mayor of the city of Syracuse was a Democrat, and the common council thereof Republican; the responsibilities thereby being somewhat divided. I find that the habit has been since the election of Mayor McGuire to embarrass him in the making up of the annual budget—the budget being made by the Legislature upon the recommendation of the council and local Republicans, without consulting the chief executive of the city. I find the following in Mayor McGuire's message of February 1, 1899: "Whoever made up the legislative budget, in fixing the total limiting the expenditure made a mistake of \$40,000 in not correctly estimating the expenses of the board of education for the fiscal year of 1898. When the financial budget was made in September, the finance committee in order

to meet the board of education's expenses took \$40,000 from the contingent fund for the use of the former board. I find that as a result of partisan interference with the administration of city affairs instituted for political purposes and in opposition to public interest the mayor was so delayed and hampered in the sale of a million dollars in city bonds that over \$100,000 in premiums was lost to the city and over \$200,000 to the contingent fund, which sum would have provided for the major part of the city's overdrafts. I find further there is evidence that the expenses of the poor department for 1899, over which the mayor, prior to 1900 had no control (the poor officer being elected by the people and independent of the mayor), were very large and apparently extravagant, being double the amount of former years. The poor officer maintained, however, that he transacted the business to the best of his ability. Since January first last the department of charities has been under the supervision of the mayor and is being conducted at about one-third the former expense. I quote the following from the message of Mayor McGuire: "The heaviest drafts from the contingent fund is because of the very large expense of the poor department." This department being now under the control of the mayor, it is wholly safe to predict that excessive expenditures in this department will no longer be permitted. I also find that in former Republican city administrations large contracts for pavements and sewers were awarded at excessive prices which have of necessity been executed under Mayor McGuire's administration; many of them, it is alleged, were let illegally, and the delay in collecting the assessments entails large expense upon the city in the payment of interest. In former administrations many of these assessments were legalized by the Legislature, but Mayor McGuire has been unable to get legislation of this kind. He has repeatedly asked for it in the public interest but to no avail. Many items were forced in the annual budgets of the city in opposition to the mayor's wishes providing for expenditure for bridges for private interest; engine houses, hose houses, etc., which has added materially to the city's expense, and at the same time refusing to increase various sums in the annual budgets to an amount which would permit of a proper and efficient administration of the city's affairs, seemingly preferring to pass at succeeding sessions of the Legislature alleged deficiency bills, apparently for political effect. I find further that Mayor McGuire has filed with the common council during the past four years upwards of a hundred vetoes of resolutions providing moneys and awarding contracts and franchises, most of which vetoes were not sustained. The mayor has also vetoed many appropriation bills passed by the Legislature and in every case the Legislature passed the bill over the executive veto.

During the past 5 years the city of Syracuse has increased in population nearly 25,000. Under the administration of Mayor McGuire one-third of all the schools in Syracuse have been built and maintained, three-fourths of all the parks have been laid out; one-third of the city's pavements have been laid. Since he was elected one-third of the fire houses have been constructed and opened. The financial situation confronting the citizens of Syracuse was well known to the voters of the city last fall. But the people felt that the mayor had done the best he could for the interests of the city, and that he was in no wise responsible for the alleged deficiencies, and he was returned to office for the third time by an overwhelming majority.

When Mayor McGuire was first elected to the office of mayor in 1895, the general debt of the city of Syracuse had exceeded the 10 per cent. constitutional limit by nearly \$300,000. His administration has succeeded in reducing the funded debt so that the city has a safe margin of some \$260,000 within the constitutional limits.

If all of the alleged deficiencies (\$400,000) had been included in the tax budgets of the past 5 years, the average cost per annum of the city government of Syracuse for the past 5 years would not average \$1,250,000, which can safely be considered an exceedingly moderate cost of government for a city with 135,000 inhabitants, as compared with other cities.

Respectfully submitted,

P. F. TRAINOR.

April 5, 1900.

Mr. M. E. Lewis moved the adoption of the majority report.

Mr. Trainor moved as an amendment to substitute therefor the minority report.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Trainor, and it was decided in the negative.

{ AYES 57 }
{ NOES 92 }

Those who voted in the affirmative, were

Barnes	Fitzger'd J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart

Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T P
Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalf	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'ld	J B Holsten			

Those who voted in the negative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith, A R
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittel	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Mr. Speaker then put the question whether the House would agree to said majority report, and it was determined in the affirmative, a majority of all the members elected to the 'Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McMillan	Slater
Ahern	De Graw	Hatch	Metzler	Smith, A R
Allds	Delaney, J T	Henry	Miller	Smith, J L
Apgar	Doughty	Hill	Morgan	Smith, J T
Axtell	Dusinbery	Hitchcock	Patton	Snyder, R A
Babcock	Ellis	Irwin	Phipps	Snyder, T
Baker	Everett	Johnson	Plank	Stevens
Bedell	Fallows	Kelley, E E	Platt	Swift

Beede	Fancher	Kelsey	Post	Treat
Brennan	Fiske	Kittell	Price	Tripp
Bryan	Fordyce	Knipp	Remsen	Waite
Burnett	Fowler	Larzelere	Roberts	Walrath
Conger	Galbraith	Lewis, M E	Rodenbeck	Weekes
Cook	Gardiner, R	Lewis, T D	Rogers	West
Cooley	Gardner, C J	Litchard	Rowe	Wheeler
Costello	Gleason	Marson	Russell	Wilson
Cotton	Graham	Martin	Sands	Witter
Coughtry	Griffith	McCreary	Sawyer	Speaker
Darrison	Hallock	McEwan		

Those who voted in the negative, were

Barnes	Fitzger'd J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W F	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T P
Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalf	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd J B	Holsten			

Said majority and minority reports, excluding the testimony, were ordered printed.

(See Document.)

Mr. Streifler offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on rules be discharged from the further consideration of Senate bill No. 1063, entitled "An act to extend and regulate the liability of employers to make compensation for personal injuries suffered by employees in their service" (Rec. No. 305), and that said bill be placed on the order of second reading.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Dillon	Hatch	McMillan	Sawyer
Ahern	Doughty	Hawkins	Meister	Sharkey
Allds	Dusinbery	Henry	Metcalfe	Siema
Apgar	Egan	Hill	Metzler	Slater
Axtell	Ellis	Hitchcock	Miller	Sloane
Babcock	Everett	Holsten	Minton	Smith, A R
Barnes	Fallows	Honeck	Morgan	Smith, J E
Baum	Fancher	Hyman, S F	Morris	Smith, J L
Bedell	Farrell	Irwin	O'Connell	Smith, J T
Bradley	Fiske	Johnson	Patton	Snyder, R A
Bryan	Fitzger'd J B	Juengst	Phillips	Snyder, T
Burnett	Fitzger'd J J	Kelley, E E	Phipps	Stewart
Cain	Fordyce	Kelly, G T	Post	Streifler
Cohn	Fowler	Kelsey	Price	Sullivan, W J
Conger	Frisbie	Kittell	Prince	Swift
Cook	Galbraith	Knipp	Remsen	Trainor
Cooley	Gale	Larzelere	Rierdon	Treat
Costello	Gardiner, R	Lewis, M E	Roberts	Tripp
Cotton	Gardner, C J	Lewis, T D	Rodenbeck	Waite
Coughtry	Geoghan	Litchard	Rogers	Weekes
Darrison	Graham	Maher	Rowe	West
Davis	Griffith	Martin	Russell	Wheeler
De Graw	Guider	McCreary	Sage	Wilson
Delaney, J T	Hallock	McEwan	Sanders	Wissel
Delaney, W F	Harris	McInerney	Sands	Witter
Demarest	Hasenflug	McKeown		

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Mr. Allds moved that all further proceedings under call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Debate was had on said motion of Mr. Streifler, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Streifler, and it was determined in the negative.

{ AYES 63 }
{ NOES 71 }

Those who voted in the affirmative, were

Adams	Fitzger'd J B	Hyman, A Z	Morris	Sanders
Ahern	Fitzger'd J J	Hyman, S F	O'Connell	Scanlon
Baum	Gale	Juengst	O'Connor	Sharkey

Bradley	Gardiner, R	Kelly, G T	Patton	Siems
Cain	Geoghan	Maher	Phillips	Slater
Cohn	Guider	McInerney	Poth	Sloane
Delaney J T	Halpin	McKeown	Prince	Smith, J E
Delaney W F	Harburger	McMillan	Rierdon	Streifler
Demarest	Hasenflug	Meister	Roche	Sullivan, T P
Dillon	Hawkins	Metcalf	Rodenbeck	Sullivan, W J
Egan	Hill	Metzler	Russell	Trainor
Farrell	Holsten	Miller	Sage	Wissel
Fiske	Honeck	Minton		

Those who voted in the negative, were

Allds	Darrison	Hallock	Litchard	Smith J T
Apgar	Davis	Harris	Marson	Snyder, R A
Axtell	De Graw	Hatch	McCreary	Snyder, T
Babcock	Everett	Henry	McEwan	Stevens
Barnes	Fallows	Hitchcock	Morgan	Stewart
Bedell	Fancher	Irwin	Phipps	Swift
Beede	Fish	Johnson	Plank	Treat
Bryan	Fordyce	Kelley, E E	Post	Tripp
Burnett	Fowler	Kelsey	Roberts	Waite
Conger	Galbraith	Kittell	Rogers	Walrath
Cook	Gardner, C J	Knipp	Rowe	West
Cooley	Gleason	Larzelere	Sands	Wheeler
Costello	Graham	Lewis, M E	Sawyer	Wilson
Cotton	Griffith	Lewis, T D	Smith, J L	Witter
Coughtry				

Mr. Fordyce offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That there be printed and bound by the legislative printer, under the direction of the commissioners of the Gettysburg Battle Field, appointed pursuant to chapter 466 of the Laws of 1886, 12,000 copies in all, of the final report of said commissioners, to be distributed as follows: To each Senator of the Senate of 1899-1900, 50 copies; and to each member of the Assembly for the year 1900, 30 copies; 650 copies to be distributed, one to each Grand Army Post in the State of New York; 200 copies for the use of the Adjutant-General; 250 copies for the State Superintendent of Public Instruction, to be by him distributed to the public, school, and other libraries in the State of New York; 1,000 copies for the use of the commissioners of the Gettysburg Battle Field; and 3,000 copies to be distributed by the said commission to the participants in the battle of Gettysburg, and their descendants.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McKeown	Sage
Ahern	Dusinbery	Hatch	McMillan	Sanders
Allds	Egan	Hawkins	Meister	Sands
Apgar	Ellis	Henry	Metcalfe	Sawyer
Axtell	Everett	Herrick	Metzler	Scanlon
Babcock	Fallows	Hill	Miller	Sharkey
Baker	Fancher	Hitchcock	Minton	Siems
Barnes	Farrell	Holsten	Morgan	Slater
Baum	Fish	Honeck	Morris	Sloane
Bedell	Fiske	Hyman, A Z	O'Connell	Smith, A R
Beede	Fitzger'd JB	Hyman, S F	O'Connor	Smith, J E
Bradley	Fitzger'd JJ	Irwin	Patton	Smith, J L
Brennan	Fordyce	Johnson	Phillips	Smith, J T
Bryan	Fowler	Juengst	Phipps	Snyder, R A
Burnett	Frisbie	Kelley, E E	Plank	Snyder, T
Cain	Galbraith	Kelly, G T	Platt	Stewart
Cohn	Gale	Kelsey	Post	Streifler
Conger	Gardiner, R	Kittell	Poth	Sullivan, T P
Cook	Gardner, C J	Knipp	Price	Sullivan, W J
Cooley	Geoghan	Larzelere	Prince	Swift
Costello	Gleason	Lewis, M E	Remsen	Trainor
Cotton	Graham	Lewis, T D	Rierdon	Treat
Coughtry	Green	Litchard	Roberts	Tripp
Davis	Griffith	Meister	Roche	Waite
De Graw	Guider	Marson	Rodenbeck	Walrath
Delaney, J T	Hallock	Martin	Rogers	Weekes
Delaney, W F	Halpin	McCreary	Rowe	West
Demarest	Harburger	McEwan	Russell	Wheeler
Dillon	Harris	McInerney	Ryttenberg	Wissel

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

At 1.30 o'clock p. m., the House, on motion of Mr. Allds, took a recess until 3 o'clock, p. m.

THREE O'CLOCK P. M.

The House again met.

Mr. Speaker announced the special order, being the bill (No. 2338) entitled "An act in relation to chiropodists and the practice of chiropody." (Int. No. 1038.)

Said bill having been announced for a third reading,

On motion of Mr. R. Gardiner, said bill was laid aside, retaining its place on the order of third reading.

Mr. Speaker announced the sepecial order, being the Senate bill (No. 852) entitled "An act to authorize the United Traction company to construct and maintain a bridge, appurtenances and approaches to the same, over the Hudson river from the foot of Broadway in the city of Troy, to a point on the southerly end of Centre Island in the Hudson river, and thence to a point near Broadway in the city of Watervliet, on the opposite side of the Hudson river." (Rec. No. 191.)

Said bill having been announced for a second reading,

On motion of Mr. McNerney, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2460) entitled "An act further defining the powers of corporations organized for manufacturing purposes in any town or village in this State." (Int. No. 1727.)

Said bill having been announced for a second reading,

On motion of Mr. Fordyce, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker announced the sepecial order, being the Senate bill (No. 1422) entitled "An act to amend chapter 20 of the Laws of 1900, entitled 'An act for the protection of the forests, fish and game of the State, constituting chapter 31 of the general laws,' relative to taking fish from boundary waters." (Rec. No. 356.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Henry	Metcalf	Scanlon
Ahern	Everett	Herrick	Metzler	Sharkey
Allds	Fallows	Hill	Minton	Siems
Apgar	Fancher	Hitchcock	Morgan	Slater
Axtell	Farrell	Holsten	Morris	Sloane
Babcock	Fish	Honeck	O'Connell	Smith, A R
Baker	Fitzgerald JB	Hyman, A Z	O'Connor	Smith, J E
Barnes	Fitzger'd JJ	Hyman, S F	Patton	Smith, J L
Baum	Fordyce	Irwin	Phillips	Smith, J T
Bedell	Fowler	Johnson	Phipps	Snyder, R A
Beede	Frisbie	Juengst	Plank	Snyder, T
Bradley	Galbraith	Kelley, E E	Post	Stevens
Brennan	Gale	Kelly, G T	Poth	Stewart
Bryan	Gardiner, R	Kelsey	Price	Streifler
Burnett	Gardner, C J	Kittell	Prince	Sullivan, T P
Cain	Geoghan	Knipp	Remsen	Sullivan, W J
Cohn	Gleason	Larzelere	Rierdon	Swift
Cook	Graham	Lewis, M E	Roberts	Trainor
Cooley	Green	Lewis, T D	Roche	Treat
Costello	Griffith	Litchard	Rodenbeck	Tripp
Coughtry	Guider	Maher	Rogers	Waite
Darrison	Hallock	Marson	Rowe	Walrath
Davis	Halpin	Martin	Russell	Weekes
De Graw	Harburger	McCreary	Ryttenberg	West
Delaney, W F	Harris	McInerney	Sage	Wheeler
Demarest	Hasenflug	McKeown	Sanders	Wilson
Dillon	Hatch	McMillan	Sands	Wissel
Doughty	Hawkins	Meister	Sawyer	Witter
Dusinbery				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate, bill (No. 747) entitled "An act to amend chapter 432 of the Laws of 1872, entitled 'An act to amend chapter 90, Laws of 1869, being

an act entitled An act to provide for the improvement of the navigation of the Racket river, and of the hydraulic power thereon, and to check freshets therein.'” (Rec. No. 172.)

On motion of Mr. Babcock, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
} NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	Metzler	Scanlon
Ahern	Egan	Hill	Miller	Sharkey
Allds	Ellis	Hitchcock	Minton	Siems
Apgar	Everett	Holsten	Morgan	Slater
Axtell	Fallows	Honeck	Morris	Sloane
Babcock	Fancher	Hyman, A Z	O'Connell	Smith, A R
Baker	Farrell	Hyman, S F	Patton	Smith, J E
Barnes	Fish	Irwin	Phillips	Smith, J L
Baum	Fiske	Johnson	Phipps	Smith, J T
Bedell	Fitzger'd J B	Juengst	Plank	Snyder, R A
Beede	Fordyce	Kelley, E E	Platt	Snyder T
Bradley	Fowler	Kelly, G T	Post	Stevens
Brennan	Frisbie	Kelsey	Poth	Stewart
Bryan	Galbraith	Kittell	Price	Streifler
Burnett	Gale	Knipp	Prince	Sullivan, T P
Cain	Gardiner, R	Larzelere	Remsen	Sullivan, W J
Cohn	Gardner, C J	Lewis, M E	Rierdon	Swift
Conger	Geoghan	Lewis, T D	Roberts	Trainor
Cook	Gleason	Litchard	Roche	Treat
Cooley	Graham	Maher	Rodenbeck	Tripp
Costello	Green	Marson	Rogers	Waite
Coughtry	Griffith	Martin	Rowe	Walrath
Darrison	Hallock	McCreary	Russell	Weekes
Davis	Halpin	McEwan	Rytenberg	West
De Graw	Harburger	McInerney	Sage	Wheeler
Delaney J T	Harris	McKeown	Sanders	Wilson
Demarest	Hasenflug	McMillan	Sands	Wissel
Dillon	Hatch	Meister	Sawyer	Witter
Doughty	Hawkins	Metcalf		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 783) entitled "An act to provide for the establishment and maintenance of storage reservoirs on the Racket river and its tributaries, to equalize the flow of water in said river and to improve the navigation thereof, to provide at all seasons of the year a pure, wholesome and ample supply of water for public and municipal uses of towns and incorporated cities and villages along said river, to improve and protect the sanitary conditions along the course thereof and to increase the average hydraulic power thereon and to check freshets." (Rec. No. 313.)

Said bill having been announced for a second reading,

On motion of Mr. Babcock, said bill was laid aside, retaining its place on the order of second reading.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1355), entitled "An act to amend chapter 470 of the Laws of 1890, entitled 'An act to amend chapter 220 of the Laws of 1866, entitled An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof, to repeal certain acts relating thereto, and to organize and establish a street department for said village and to define its powers and duties,'" (Rec. No. 446), reported in favor of the passage of the same without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Everett	Hill	Metzler	Sands
Ahern	Fallows	Hitchcock	Miller	Scanlon
Allds	Fancher	Honeck	Minton	Sharkey
Apgar	Farrell	Hyman, A Z	Morgan	Siems
Axtell	Fish	Hyman, S F	Morris	Slater
Babcock	Fiske	Irwin	O'Connell	Sloane
Baker	Fitzger'd J B	Johnson	O'Connor	Smith, A R
Barnes	Fitzger'd J J	Juengst	Patton	Smith, J E
Baum	Fowler	Kelley, E E	Phillips	Smith, J L
Bedell	Frisbie	Kelly, G T	Phipps	Smith, J T
Beede	Galbraith	Kelsey	Plank	Snyder, R A
Bradley	Gale	Kittell	Platt	Stevens
Brennan	Gardiner, R	Knipp	Post	Stewart
Burnett	Gardner, C J	Larzelere	Poth	Striefler
Cain	Geoghan	Lewis, M E	Price	Sullivan, T P
Cohn	Gleason	Lewis, T D	Prince	Sullivan, W J
Cook	Graham	Litchard	Remsen	Swift
Cooley	Griffith	Maher	Rierdon	Trainor
Costello	Guider	Marson	Roberts	Tripp
Cotton	Hallock	Martin	Roche	Waite
Coughtry	Halpin	McCreary	Rodenbeck	Walrath
Davis	Harburger	McEwan	Rogers	Weekes
De Graw	Harris	McInerney	Rowe	West
Delaney J T	Hasenflug	McKeown	Russell	Wheeler
Delaney, W F	Hatch	McMillan	Ryttenberg	Wilson
Doughty	Hawkins	Meister	Sage	Wissel
Dusinbery	Herrick	Metcalfe	Sanders	Witter
Egan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Fish, Int. No. 2473, entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to State charities, constituting chapter 26 of the general laws'" (Int. No. 746), reported in favor of the passage of the same, without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made a special order on third reading immediately.

A message was received from the Governor, in words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section 15 of article 3 of the Constitution, and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2473, Int. No. 746, entitled "An act to amend chapter 546 of the Laws of 1896, entitled 'An act relating to State charities, constituting chapter 26 of the general laws.'"

Given under my hand and the privy seal of the State at the capitol, in the city of Albany, this fifth day of [SEAL.] April, in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

WM. J. YOUNGS,

Secretary to the Governor.

Said bill having been announced for a third reading,

Mr. Trainor moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith amended as follows:

Page 12, strike out lines 18, 19, 20 and 21.

Page 15, strike out lines 9 to 19, inclusive.

Mr. Allds moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Doughty	Harris	McMillan	Scanlon
Ahern	Dusinbery	Hasenflug	Meister	Sharkey
Allds	Egan	Hatch	Metcalfe	Siems
Axtell	Ellis	Henry	Metzler	Slater
Babcock	Everett	Hill	Miller	Sloane
Barnes	Fancher	Hitchcock	Minton	Smith, A R
Baum	Farrell	Holsten	Morgan	Smith, J E
Bedell	Fish	Honeck	O'Connell	Smith, J L
Beede	Fiske	Hyman, A	Z Patton	Smith, J T
Bradley	Fitzger'd, J B	Hyman, S F	Phillips	Snyder, R A
Brennan	Fitzger'd, J J	Irwin	Phipps	Snyder, T

Bryan	Fordyce	Johnson	Plank	Stevens
Burnett	Fowler	Kelley E E	Platt	Stewart
Cain	Frisbie	Kelsey	Poth	Streitler
Conger	Gale	Kittell	Prince	Swift
Cook	Gardiner, R	Knipp	Roberts	Trainor
Cooley	Gardner, C J	Larzelere	Roche	Treat
Costello	Geoghan	Lewis, M E	Rogers	Tripp
Cotton	Gleason	Lewis, T D	Rowe	Waite
Coughtry	Graham	Litchard	Russell	Walrath
Davis	Green	Maher	Ryttenberg	West
De Graw	Griffith	Martin	Sage	Wheeler
Delaney J T	Hallock	McCreary	Sanders	Wilson
Delaney, W F	Halpin	McEwan	Sands	Wissel
Demarest	Harburger	McInerney	Sawyer	Witter
Dillon				

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Mr. Kelsey moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, put the question whether the House would agree to said motion of Mr. Trainor, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. Brackett, No. 1287, entitled "An act to amend chapter 328 of the Laws of 1886, entitled 'An act to establish a fire district in a part of the town of Waterford, and to provide for a supply of water, and to purchase apparatus or hose, or both, for extinguishment of fires therein, and to pay for the same by assessment, levy and collection thereof upon such district, and directing the care, management and control of the same'" (Rec. No. 336), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third readings immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. West, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hill	Miller	Scanlon
Ahern	Egan	Hitchcock	Minton	Sharkey
Allds	Ellis	Holsten	Morgan	Siems
Apgar	Everett	Hyman, A Z	Morris	Slater
Axtell	Fancher	Hyman, S F	O'Connell	Sloane
Babcock	Farrell	Irwin	O'Connor	Smith, A R
Baker	Fish	Johnson	Patton	Smith, J E
Barnes	Fiske	Juengst	Phillips	Smith, J L
Baum	Fitzger'd J J	Kelley, E E	Phipps	Smith, J T
Bedell	Fordyce	Kelly, G T	Plank	Snyder, R A
Beede	Fowler	Kelsey	Platt	Snyder, T
Bradley	Frisbie	Kittell	Post	Stevens
Brennan	Galbraith	Knipp	Poth	Stewart
Bryan	Gardiner, R	Larzelere	Price	Streifler
Burnett	Gardner, C J	Lewis, M E	Prince	Sullivan, T P
Cain	Geoghan	Lewis, T D	Remsen	Sullivan, W J
Cohn	Gleason	Litchard	Rierdon	Swift
Conger	Green	Maher	Roberts	Trainor
Cook	Griffith	Marson	Roche	Treat
Cooley	Guider	Martin	Rodenbeck	Tripp
Costello	Hallock	McCreary	Rogers	Waite
Cotton	Harburger	McEwan	Rowe	Walrath
Coughtry	Harris	McInerney	Russell	Weekes
Darrison	Hasenflug	McMillan	Ryttenberg	West
Davis	Hatch	McKeown	Sage	Wheeler
De Graw	Hawkins	Meister	Sanders	Wilson
Delaney W F	Henry	Metcalf	Sands	Wissel
Demarest	Herrick	Metzler	Sawyer	Witter
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 394) entitled "An act to amend section 823 of chapter 378 of the Laws of 1897, entitled 'An act to unite into one municipality under the corporate name of the city of New York, the various communities lying in and about New York harbor, including the city and county of New York, the city of Brooklyn and the county of Kings, the county of Richmond and part of the county of Queens, and to provide for the government thereof' relating to the acquirement of certain wharf property on the North and East rivers" (Rec. No. 52), reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately.

Which report was agreed to, and said bill ordered made a special order on third reading immediately.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	Metcalf	Sawyer
Ahern	Egan	Herrick	Metzler	Scanlon
Allds	Ellis	Hill	Miller	Sharkey
Apgar	Fallows	Hitchcock	Minton	Siems
Axtell	Fancher	Holsten	Morgan	Slater
Babcock	Farrell	Honeck	Morris	Sloane
Baker	Fish	Hyman, A Z	O'Connell	Smith, A R
Barnes	Fiske	Hyman, S F	O'Connor	Smith, J E
Baum	Fitzger'd J B	Irwin	Patton	Smith, J L
Bedell	Fitzger'd J J	Johnson	Phillips	Smith, J T
Beede	Fordyce	Juengst	Phipps	Snyder, R A
Bradley	Fowler	Kelley, E E	Plank	Snyder T
Brennan	Frisbie	Kelly, G T	Platt	Stevens
Bryan	Galbraith	Kelsey	Post	Stewart
Burnett	Gale	Kittell	Poth	Streifler
Cain	Gardiner, R	Knipp	Price	Sullivan, T P

Cohn	Gardner, C J	Larzelere	Prince	Sullivan, W J
Conger	Gleason	Lewis, M E	Remsen	Swift
Cook	Graham	Lewis, T D	Rierdon	Trainor
Cooley	Green	Litchard	Roberts	Treat
Cotton	Griffith	Maher	Roche	Tripp
Coughtry	Guider	Marson	Rodenbeck	Waite
Darrison	Hallock	Martin	Rogers	Walrath
Davis	Halpin	McCreary	Rowe	Weekes
De Graw	Harburger	McEwan	Russell	West
Delaney, J T	Harris	McInerney	Ryttenberg	Wheeler
Delaney, W F	Hasenflug	McKeown	Sage	Wilson
Demarest	Hatch	McMillan	Sanders	Wissel
Dillon	Hawkins	Meister	Sands	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1333) entitled "An act to amend the Transportation Corporations Law by the addition thereto of a new section in relation to existing routes and extensions" (Rec. No. 326), reported in favor of the passage of the same, without amendment, and that the same be made special orders on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	Metcalfe	Sawyer
Ahern	Dusinbery	Hawkins	Metzler	Scanlon
Alldo	Egan	Henry	Miller	Siems

Apgar	Ellis	Herrick	Minton	Slater
Axtell	Everett	Hill	Morgan	Sloane
Baker	Fallows	Hitchcock	Morris	Smith, A R
Barnes	Fancher	Holsten	O'Connell	Smith, J E
Baum	Farrell	Honeck	O'Connor	Smith, J L
Bedell	Fish	Hyman, A Z	Patton	Smith J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Platt	Stevens
Bryan	Fowler	Kelley, E E	Post	Stewart
Burnett	Frisbie	Kelly, G T	Poth	Streifler
Cain	Galbraith	Kelsey	Price	Sullivan, T P
Cohn	Gale	Kittell	Prince	Sullivan, W J
Conger	Gardiner, R	Knipp	Remsen	Swift
Cook	Gardner, C J	Larzelere	Roberts	Trainor
Cooley	Geoghan	Lewis, M E	Roberts	Treat
Costello	Gleason	Lewis, T D	Roche	Tripp
Cotton	Graham	Litchard	Rodenbeck	Waite
Coughtry	Green	Maher	Rogers	Walrath
Darrison	Griffith	Martin	Rowe	Weekes
Davis	Guider	McCreary	Russell	West
De Graw	Hallock	McEwan	Rytenberg	Wheeler
Delaney, J T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Harburger	McKeown	Sanders	Wissel
Demarest	Harris	McMillan	Sands	Witter
Dillon				

Mr. J. J. Fitzgerald moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 25 }
{ NOES 80 }

Those who voted in the affirmative, were

Baum	Fitzger'd J J	Holsten	Post	Slater
Bradley	Gale	Hyman, A Z	Poth	Smith, J E
Cain	Geoghan	Hyman, S F	Rodenbeck	Stewart
Davis	Harburger	Minton	Rytenberg	Streifler
Egan	Hasenflug	O'Connell	Sage	Wissel

Those who voted in the negative, were

Adams	Doughty	Guider	Litchard	Rowe
Ahern	Dusinbery	Harris	Martin	Sanders
Allds	Ellis	Hatch	McEwan	Siems
Apgar	Everett	Hawkins	McInerney	Smith, A R
Babcock	Fallows	Henry	McKeown	Smith, J L
Bedell	Fancher	Hill	Metzler	Snyder, R A
Beede	Farrell	Hitchcock	Miller	Snyder, T
Burnett	Fiske	Honeck	Morgan	Stevens
Conger	Fitzger'd	J B Irwin	Patton	Swift
Cooley	Fordyce	Juengst	Phillips	Trainor
Costello	Fowler	Kelley, E E	Phipps	Treat
Cotton	Frisbie	Kelly, G T	Plank	Tripp
Coughtry	Gardner, C J	Kelsey	Price	Waite
Darrison	Gleason	Knipp	Remsen	West
De Graw	Graham	Larzelere	Roberts	Wilson
Dillon	Griffith	Lewis, T D	Rogers	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1277) entitled "An act to amend section 100 of the Railroad Law in relation to motive power of street surface railroads in the counties of Herkimer and Hamilton" (Rec. No. 442), reported in favor of the passage of the same, without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made a special order on third reading immediately.

Mr. E. E. Kelley moved to amend said bill as follows:

Page 1, line 7, change the word "either" to "neither."

Page 2, line 24, after the word "oil" add the words "and the rate of fare shall not exceed two cents per mile."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 32 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McEwan	Sanders
Ahern	Ellis	Hawkins	McInerney	Sands
Allds	Everett	Henry	Meister	Sawyer
Apgar	Fallows	Herrick	Metcalfe	Sharkey
Axtell	Fancher	Hill	Metzler	Seims
Babcock	Farrell	Hitchcock	Morgan	Slater
Barnes	Fiske	Honeck	Phillips	Smith, J E
Bedell	Fitzger'd J B	Johnson	Phipps	Smith, J T
Beede	Fordyce	Kelly, G T	Plank	Snyder, R A
Brennan	Fowler	Kelsey	Post	Snyder T
Burnett	Galbraith	Kittell	Poth	Stevens
Conger	Gale	Knipp	Price	Swift
Costello	Graham	Larzelere	Remsen	Trainor
Cotton	Griffith	Lewis, M E	Roberts	Tripp
Coughtry	Guider	Lewis, T D	Rogers	Waite
Darrison	Halpin	Litchard	Rowe	Wheeler
De Graw	Harris	McCreary	Russell	Witter
Doughty	Hasenflug			

Those who voted in the negative, were

Baum	Fitzger'd J J	Hyman, S F	Patton	Smith, A R
Bradley	Gardiner R	Irwin	Rodenbeck	Smith, J L
Cook	Gardner, C J	Juengst	Ryttenberg	Streifer
Cooley	Gleason	Kelley, E E	Sage	Walrath
Davis	Hallock	Martin	Scanlon	Wilson
Dillon	Harburger	Morris	Sloane	Wissel
Egan	Hyman A Z			

When the name of Mr. J. T. Delaney was called, he asked to be and was excused from voting.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill (No. 421) entitled "An act to amend chapter 295 of the Laws of 1898 entitled 'An act to provide for the establishment of a system of graded schools in the city of Ithaca'" (Int. No. 140), with a message that said bill was duly passed by the Senate February 26, 1900, and transmitted to the Assembly, and was returned by the Assembly February 28, with a message that they had concurred in the passage of the

same. Said bill was thereupon on February 28 transmitted to the mayor of the city of Ithaca for a hearing, as provided by law, and was returned by said mayor with a message that after a public hearing thereon said bill had not been accepted by the mayor or by the common council, the local legislative body of said city. Said bill was thereupon again duly passed, the President stating the question to be, shall this bill become a law notwithstanding the objections of the mayor and common council, the local legislative body of the city of Ithaca, thereto, and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, and three-fifths being present.

Mr. Speaker stated the question to be "Shall the bill become a law notwithstanding the objections of the mayor and the common council, the legislative body of the city of Ithaca, thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 90 }
{ NOES 56 }

Those who voted in the affirmative, were

Adams	Darrison	Griffith	Martin	Russell
Ahern	Davis	Hallock	McCreary	Sands
Allds	De Graw	Harris	McEwan	Sawyer
Apgar	Delaney, J	THatch	McMillan	Slater
Axtell	Doughty	Henry	Metzler	Smith, A R
Babcock	Dusinbery	Hill	Miller	Smith, J T
Baker	Ellis	Hitchcock	Morgan	Snyder, R A
Beede	Everett	Irwin	Patton	Snyder, T
Bedell	Fallows	Johnson	Phipps	Stevens
Brennan	Fancher	Kelley, E E	Plank	Swift
Bryan	Fish	Kelsey	Platt	Treat
Burnett	Fordyce	Kittell	Post	Tripp
Conger	Fowler	Knipp	Price	Waite
Cook	Galbraith	Larzelere	Remsen	Walrath
Cooley	Gardiner, R	Lewis, M E	Roberts	West
Costello	Gardner, C J	Lewis, T D	Rodenbeck	Wheeler
Cotton	Gleason	Litchard	Rogers	Wilson
Coughtry	Graham	Marson	Rowe	Witter

Those who voted in the negative, were

Barnes	Fitzger'd JJ	Holsten	Minton	Sanders
Baum	Frisbie	Honeck	Morris	Scanlon
Bradley	Gale	Hyman, A	Z O'Connell	Sharkey
Cain	Geoghan	Hyman, S F	O'Connor	Siems
Cohn	Green	Juengst	Phillips	Sloane
Delaney, W F	Guider	Kelly, G T	Poth	Smith, J E
Demarest	Halpin	Maher	Prince	Streifler
Dillon	Harburger	McInerney	Rierdon	Sullivan, T P
Egan	Hasenflug	McKeown	Roche	Sullivan, W J
Farrell	Hawkins	Meister	Ryttenberg	Trainor
Fiske	Herrick	Metcalfe	Sage	Wissel
Fitzger'd JB				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 2256, Senate reprint No. 1479) entitled "An act making an appropriation for the quarantine commission for reclaiming land and erecting a building for cabin passengers at Hoffman's Island, New York" (Int. No. 1635), with a message that they have concurred in the passage of the same with the following amendment:

Strike out section 1 and insert the following in lieu thereof:
Section 1. The following sums are hereby appropriated, or so much thereof as may be necessary, out of any moneys in the treasury not otherwise appropriated, for the uses and purposes of the quarantine commission, as follows: For filling, surfacing and constructing walks, sixteen thousand dollars, or so much thereof as may be necessary; for dormitory buildings, including kitchen and dining room facilities for cabin passengers, to be of hygienic construction, to accommodate not less than one hundred passengers, sixty thousand dollars, or so much thereof as may be necessary; for fittings and furnishings for same, four thousand dollars, or so much thereof as may be necessary.

A message was received from the Governor and read in words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of

article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill No. 1479, Int. No. 1635, entitled "An act making an appropriation for the quarantine commission for reclaiming land and erecting a building for cabin passengers at Hoffman's Island, New York."

Given under my hand and the privy seal of the State at the [L. S.] Capitol in the city of Albany, this fourth day of April in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

Mr. Fallows moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metcalf	Sawyer
Ahearn	Dusinbery	Henry	Metzler	Scanlon
Allds	Egan	Herrick	Miller	Sharkey
Apgar	Ellis	Hill	Minton	Siems
Axtell	Everett	Hitchcock	Morgan	Slater
Babcock	Fallows	Honeck	Morris	Sloane
Baker	Fancher	Hyman, A	Z O'Connell	Smith, A R
Barnes	Farrell	Hyman, S F	O'Connor	Smith, J E
Baum	Fish	Irwin	Patton	Smith, J L
Bedell	Fiske	Johnson	Phillips	Smith J T
Beede	Fitzger'd	J B Juengst	Phipps	Snyder, R A
Bradley	Fitzger'd	J J Kelley, E E	Plank	Snyder, T
Brennan	Fordyce	Kelly, G T	Platt	Stevens
Bryan	Fowler	Kelsey	Post	Stewart
Burnett	Frisbie	Kittell	Poth	Streifler
Cain	Galbraith	Knipp	Price	Sullivan, T P
Cohn	Gale	Larzelere	Prince	Sullivan, W J
Conger	Gardiner, R	Lewis, T D	Remsen	Swift
Cook	Gardner, C J	Lewis, M E	Rierdon	Trainor
Cooley	Geoghan	Litchard	Roberts	Treat
Costello	Graham	Maher	Roche	Tripp

Cotton	Green	Marson	Rodenbeck	Waite
Coughtry	Griffith	Martin	Rogers	Walrath
Darrison	Guider	McCreary	Rowe	Weekes
Davis	Hallock	McEwan	Russell	West
De Graw	Halpin	McInerney	Ryttenberg	Wheeler
Delaney, J T	Harburger	McKeown	Sage	Wilson
Delaney, W F	Harris	McMillan	Sanders	Wissel
Demarest	Hasenflug	Meister	Sands	Witter
Dillon	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1447, Senate reprint No. 1470) entitled "An act to make the office of supervisor in the county of Monroe a salaried office and to regulate the sessions of the board of supervisors in said county" (Int. No. 1178), with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 3, strike out the words "at the rate of" and insert in place thereof the words "of not less than three nor more than."

Page 3, line 16, strike out balance of sentence after the words "it shall elect a clerk" and insert in place thereof the words "and a deputy clerk."

Page 4, line 7, strike out balance of sentence after the word "office" and insert in place thereof the words "or position."

Same page, line 10, after line 10 insert the words "all officers elected and appointment made by the board shall be viva voce upon call of the roll of members. All other questions shall be determined in a similar manner if demanded by any member."

Page 5, line 7, after the words "to be" insert the words "fixed by the board and"

Page 6, strike out section 10 and insert new section as follows:

Section 10. Said board shall within three months from May 1, 1900, enact local laws or rules governing the audit and payment of the following county charges: the per diem allowance and mileage of jurors drawn in the courts of said county; salaries or wages of county officials and employees; disbursements of the superintendent of the poor of said county; and disbursements of the superintendent of the penitentiary of said county; and to fix and prescribe the form in which such claims shall be verified by the claimant and certified by the clerk of the court or superintendent of the department in which incurred; but until such local laws shall have been adopted nothing in this act con-

tained shall be deemed to alter or amend the existing provisions of law under which such county charges are paid by the treasurer of said county. Such local laws shall not provide for payment of any of the charges enumerated in this section except jurors' fees and mileage, in any other manner than upon the final audit and order of said board of supervisors. Said board, in and by such local laws, may require that all original bills duly itemized and verified shall be filed in the office of its clerk, in which case it shall be lawful for the county clerk or the superintendent of the poor or superintendent of the penitentiary, as the case may be, to require from the claimant duplicate bills and vouchers to be filed and preserved in his own department.

Mr. R. Gardiner moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 148 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sands
Ahern	Dusinbery	Hawkins	Metcalfe	Sawyer
Allds	Egan	Henry	Metzler	Scanlon
Apgar	Ellis	Herrick	Miller	Sharkey
Axtell	Everett	Hill	Minton	Siems
Babcock	Fallows	Hitchcock	Morgan	Slater
Baker	Fancher	Holsten	Morris	Sloane
Barnes	Farrell	Honeck	O'Connell	Smith, A R
Baum	Fish	Hyman, A Z	O'Connor	Smith, J E
Bedell	Fiske	Hyman, S F	Patton	Smith, J L
Beede	Fitzger'd J B	Irwin	Phillips	Smith, J T
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, R A
Brennan	Fordyce	Juengst	Plank	Snyder, T
Bryan	Fowler	Kelley, E E	Platt	Stevens
Burnett	Frisbie	Kelly, G T	Post	Stewart
Cain	Galbraith	Kelsey	Poth	Streifler
Cohn	Gale	Kittell	Price	Sullivan, T P
Conger	Gardiner, R	Knipp	Prince	Sullivan, W J
Cook	Gardner, C J	Larzelere	Remsen	Swift
Cooley	Geoghan	Lewis, M E	Rierdon	Trainor
Costello	Gleason	Lewis, T D	Roberts	Treat

Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Waite
Darrison	Griffith	Marson	Rogers	Walrath
Davis	Guider	Martin	Rowe	Weekes
De Graw	Hallock	McCreary	Russell	West
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2292, Senate reprint No. 1457) entitled "An act to amend section 1 of chapter 62 of the Laws of 1897, entitled 'An act to authorize the appointment of a county detective in counties of more than 125,000 inhabitants and to fix the compensation of such detective'" (Int. No. 1660), with a message that they have concurred in the passage of the same with the following amendments:

Section 1, line 1, after the word "judge" insert the words "or, in any case there be more than one such county judge, the county judges."

Section 1, line 9, after the word "judge" insert the words "or, in case there be more than one such county judge, the county judges."

Mr. Waite moved to concur in the Senate amendments.

Mr. Speaker put the question whether the Senate would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sands
Ahern	Dusinbery	Hawkins	Meister	Sawyer
Alds	Egan	Henry	Metcalfe	Scanlon
Appar	Ellis	Herrick	Metzler	Sharkey

Axtell	Everett	Hill	Miller	Siems
Babcock	Fallows	Hitchcock	Minton	Slater
Barnes	Fancher	Holsten	Morgan	Sloane
Baum	Farrell	Honeck	Morris	Smith, A R
Bedell	Fish	Hyman, A	ZO'Connell	Smith, J E
Beede	Fiske	Hyman, S F	O'Connor	Smith, J L
Bradley	Fitzger'd JB	Irwin	Patton	Snyder, R A
Brennan	Fitzger'd JJ	Johnson	Phillips	Snyder, T
Bryan	Fordyce	Juengst	Phipps	Stevens
Burnett	Fowler	Kelley, E E	Plank	Stewart
Cain	Frisbie	Kelly, G T	Platt	Streifler
Cohn	Gale	Kelsey	Post	Sullivan, T P
Conger	Gardiner, R	Kittell	Poth	Sullivan, W J
Cook	Gardner, C J	Knipp	Price	Swift
Cooley	Geoghan	Larzelere	Prince	Trainor
Costello	Gleason	Lewis, M E	Remsen	Treat
Cotton	Graham	Lewis, T D	Rierdon	Tripp
Coughtry	Green	Litchard	Roche	Waite
Darrison	Griffith	Maher	Rodenbeck	Walrath
Davis	Gruider	Marson	Rogers	Weekes
De Graw	Hallock	Martin	Rowe	West
Delaney, J T	Halpin	McCreary	Russell	Wheeler
Delaney W F	Harburger	McEwan	Rytenberg	Wissel
Demarest	Harris	McInerney	Sage	Wissel
Dillon	Hasenflug	McKeown	Sanders	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 1239, Senate reprint No. 1433) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Frank Fleck against the State of New York, and to make an award therefor" (Int. No. 576), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause, and to insert the following:

Section 1. Jurisdiction hereby conferred upon the court of claims to hear, audit and determine the alleged claim of Frank Fleck against the state for damages alleged to have been sustained by him by reason of the alleged negligence of the officers in charge of the Elmira reformatory, while said Fleck was confined in said reformatory, in the year eighteen hundred and

ninety-three; to make an award and render judgment therefor against the state and in favor of said claimant.

§ 2. No award shall be made or judgment rendered herein against the state unless the facts proved shall make out a case against the state, which would create a liability, were the same established in evidence in a court of law or equity against an individual or corporation; and in case such liability shall be satisfactorily established, then the court of claims shall award to and render judgment for the claimant for such sum as shall be just and equitable, notwithstanding the lapse of time since the accruing of damages, or other proceedings had herein, provided, the claim hereunder is filed with the court of claims within one year after the passage of this act.

§ 3. This act shall take effect immediately.

Mr. Trainor moved to concur in the Senate amendments.

Mr. Speaker put the question whether the Senate would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McInerney	Sage
Ahern	Doughty	Harris	McKeown	Sanders
Allds	Dusinbery	Hasenflug	McMillan	Sands
Apgar	Egan	Hatch	Metcalfe	Sawyer
Axtell	Ellis	Henry	Metzler	Scanlon
Babcock	Everett	Herrick	Miller	Sharkey
Baker	Fallows	Hill	Minton	Slater
Barnes	Fancher	Holsten	Morgan	Sloane
Baum	Farrell	Honeck	Morris	Smith, J E
Bedell	Fish	Hyman, A	O'Connell	Smith, J, L
Beede	Fiske	Irwin	O'Connor	Smith, J T
Bradley	Fitzger'd J B	Johnson	Patton	Snyder, R A
Brennan	Fitzger'd J J	Juengst	Phillips	Snyder, T
Bryan	Fowler	Kelley, E E	Phipps	Stewart
Burnett	Frisbie	Kelly, G T	Platt	Streifler
Cohn	Galbraith	Kelsey	Post	Sullivan, T P
Conger	Gale	Kittell	Poth	Sullivan, W J
Cook	Gardiner, R	Knipp	Price	Trainor

Cooley	Gardner, C J	Larzelere	Prince	Treat
Costello	Geoghan	Lewis, M E	Remsen	Tripp
Coughtry	Graham	Lewis, T D	Rierdon	Walrath
Darrison	Green	Litchard	Roberts	Weekes
Davis	Griffith	Marson	Roche	Wheeler
De Graw	Guider	Martin	Rodenbeck	Wilson
Delaney, J T	Hallock	McCreary	Rowe	Wissel
Demarest	Halpin	McEwan	Russell	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2158, Senate reprint No. 1445) entitled "An act to charter 'The New York State Medical Association' for the purpose of the cultivation and advancement of the science of medicine, the promotion of public health, and the establishment of a death benefit fund for the dependents of its members" (No. 1243), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, lines 7 and 8, strike out the words "the assisting in the work of the enforcement of the general medical laws of the State of New York."

Strike out section 11.

Amend the title to read as follows: "An act to charter 'The New York State Medical Association' for the purpose of the cultivation and advancement of the science of medicine, the promotion of public health, and the establishment of a death benefit fund for the dependents of its members."

Mr. Henry moved to concur in the Senate amendments.

Mr. Speaker put the question whether the Senate would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hawkins	Metzler	Scanlon
Ahern	Dusinbery	Henry	Miller	Sharkey
Allds	Egan	Herrick	Minton	Siems

Apgar	Ellis	Hill	Morgan	Slater
Axtell	Everett	Hitchcock	Morris	Sloane
Babcock	Fallows	Holsten	O'Connell	Smith, A R
Baker	Fancher	Honeck	O'Connor	Smith, J E
Barnes	Farrell	Hyman, A Z	Patton	Smith, J L
Baum	Fiske	Irwin	Phillips	Smith J T
Bedell	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Beede	Fitzger'd J J	Juengst	Plank	Snyder T
Bradley	Fordyce	Kelley, E E	Platt	Stevens
Bryan	Fowler	Kelly, G T	Post	Stewart
Burnett	Frisbie	Kelsey	Poth	Streifler
Cain	Galbraith	Kittell	Price	Sullivan, T P
Cohn	Gale	Knipp	Prince	Sullivan, W J
Conger	Gardiner R	Larzelere	Remsen	Trainor
Cook	Gardner, C J	Lewis, M E	Rierdon	Treat
Cooley	Geoghan	Lewis, T D	Roche	Tripp
Costello	Gleason	Litchard	Rodenbeck	Waite
Cotton	Graham	Maher	Rogers	Walrath
Coughtry	Green	Marson	Rowe	Weekes
Darrison	Griffith	Martin	Russell	West
Davis	Guider	McCreary	Ryttenberg	Wheeler
De Graw	Hallock	McEwan	Sage	Wilson
Delaney J. T	Harburger	McInerney	Sanders	Wissel
Delaney W F	Hasenflug	McKeown	Sands	Witter
Demarest	Hatch	Meister	Sawyer	Speaker
Dillon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2153, Senate reprint No. 1473) entitled "An act making appropriations for the New York State Reformatory at Elmira" (No. 918), with a message that they have concurred in the passage of the same, with the following amendment:

Add at the end of line 1, the following: "For the erection of two brick cottages upon the grounds of said institution, for the use of the assistant superintendent and of the physician thereof, ten thousand dollars, or so much thereof as may be necessary."

Mr. Knipp moved to concur in the Senate amendment.

Mr. Speaker put the question whether the Senate would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NCES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McMillan	Sands
Ahern	Dillon	Harris	Meister	Sawyer
Allds	Doughty	Hasenflug	Metcalfe	Scanlon
Apgar	Dusinbery	Hatch	Miller	Sharkey
Axtell	Egan	Hawkins	Minton	Slater
Babcock	Ellis	Hill	Morgan	Sloane
Baker	Fallows	Holsten	Morris	Smith, A R
Barnes	Fancher	Honeck	O'Connell	Smith, J E
Baum	Farrell	Hyman, S F	O'Connor	Smith, J L
Bedell	Fish	Irwin	Phillips	Smith, J T
Beede	Fiske	Juengst	Phipps	Snyder, R A
Bradley	Fitzger'd J B	Kelley, E E	Plank	Snyder, T
Brennan	Fitzger'd J J	Kelly, G T	Platt	Stewart
Bryan	Fordyce	Kelsey	Post	Streifler
Burnett	Fowler	Kittell	Poth	Sullivan, T P
Cain	Frisbie	Knipp	Prince	Sullivan, W J
Cohn	Galbraith	Larzelere	Remsen	Swift
Conger	Gale	Lewis, M E	Rierdon	Trainor
Cook	Gardiner, R	Lewis, T D	Roberts	Treat
Cooley	Gardner, C J	Litchard	Roche	Tripp
Costello	Geoghan	Maher	Rodenbeck	Waite
Cotton	Gleason	Marson	Rogers	Walrath
Coughtry	Graham	Martin	Rowe	Weekes
Darrison	Green	McCreary	Russell	West
Davis	Griffith	McEwan	Ryttenberg	Wheeler
De Graw	Guider	McInerney	Sage	Wissel
Delaney, J T	Halpin	McKeown	Sanders	Witter
Delaney, W F				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

By unanimous consent, Mr. Litchard called up the bill (No. 2462) entitled "An act to amend the Agricultural Law, relating to penalties for watering milk furnished to butter and cheese factories conducted on the co-operated plan" (Int. No. 1728), now on the order of third reading.

A message was received from the Governor in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of the Assembly bill (No. 2462) entitled "An act to amend the Agricultural Law, relating to penalties for watering milk furnished to butter and cheese factories conducted on the co-operative plan." (Int. No. 1728.)

Given under my hand and the privy seal of the State at the [L. S.] capitol in the city of Albany, this fourth day of April, in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNGS,

Secretary to the Governor.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Sands
Ahern	Dusinbery	Hawkins	Metzler	Sawyer
Allds	Ellis	Henry	Miller	Scanlon
Apgar	Fallows	Herrick	Minton	Sharkey
Axtell	Fancher	Hill	Morgan	Siems
Babcock	Farrell	Hitchcock	Morris	Slater
Baker	Fish	Holsten	O'Connell	Sloane
Barnes	Fiske	Honeck	O'Connor	Smith, A R
Baum	Fitzger'd JB	Hyman, A Z	Patton	Smith, J E
Bedell	Fitzger'd JJ	Hyman, S F	Phillips	Smith, J L
Beede	Fordyce	Irwin	Phipps	Smith, J T
Bradley	Fowler	Johnson	Plank	Snyder, R A
Brennan	Frishie	Juengst	Platt	Snyder, T
Bryan	Galbraith	Kelsey	Post	Stevens
Burnett	Gale	Kittell	Poth	Stewart

Cain	Gardiner, R	Knipp	Price	Streifler
Cohn	Gardner, C J	Larzelere	Prince	Sullivan, T P
Conger	Geoghan	Lewis, M E	Remsen	Swift
Cook	Gleason	Lewis, T D	Rierdon	Trainor
Cooley	Graham	Maher	Roberts	Treat
Costello	Green	Marson	Roche	Tripp
Cotton	Griffith	Martin	Rodenbeck	Waite
Coughtry	Guider	McCreary	Rogers	Weekes
Darrison	Hallock	McEwan	Rowe	West
Davis	Halpin	McInerney	Russell	Wheeler
Delaney, J T	Harburger	McKeown	Ryttenberg	Wilson
Delaney, W F	Harris	McMillan	Sage	Wissel
Demarest	Hasenflug	Meister	Sanders	Witter
Dillon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 1254) entitled "An act to enable the fire commissioner of the fire department of the city of New York to rehear and determine the charges against Charles Wiegert, a fireman of the former city of Brooklyn, for reinstatement, in said department" (Int. No. 801), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall the bill become a law, notwithstanding the objection of the mayor of the city of New York thereto?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 91 }
{ NOES 58 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Doughty	Henry	Metzler	Smith, A R
Apgar	Dusinbery	Hill	Miller	Smith, J L
Axtell	Ellis	Hitchcock	Morgan	Smith, J T
Babcock	Everett	Irwin	Patton	Snyder, R A

Baker	Fallows	Johnson	Phipps	Snyder T
Bedell	Fancher	Kelley, E E	Plank	Stevens
Beede	Fish	Kelsey	Platt	Swift
Brennan	Fordyce	Kittell	Post	Treat
Bryan	Fowler	Knipp	Price	Tripp
Burnett	Galbraith	Larzelere	Rensen	Waite
Conger	Gardiner, R	Lewis, M E	Roberts	Walrath
Cook	Gardner, C J	Lewis, T D	Rodenbeck	Weekes
Cooley	Gleason	Litchard	Rogers	West
Costello	Graham	Marson	Rowe	Wheeler
Cotton	Griffith	Martin	Russell	Wilson
Coughtry	Hallock	McCreary	Sands	Witter
Darrison				

Those who voted in the negative, were

Barnes	Fitzger'd J B	Holsten	Morris	Scanlon
Baum	Fitzger'd J J	Honeck	O'Connell	Sharkey
Bradley	Frisbie	Hyman, A Z	O'Connor	Siems
Cain	Gale	Hyman, S F	Phillips	Sloane
Cohn	Geoghan	Juengst	Poth	Smith, J E
Delaney, J T	Green	Kelly, G T	Prince	Stewart
Delaney, W F	Guider	Maher	Rierdon	Streifler
Demarest	Halpin	McInerney	Roche	Sullivan T P
Dillon	Harburger	McKeown	Rytenberg	Sullivan, W J
Egan	Hasenflug	Meister	Sage	Trainor
Farrell	Hawkins	Metcalf	Sanders	Wissell
Fiske	Herrick	Minton		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Allds from a committee of conference presented the following report:

To the Legislature:

The undersigned appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill (No. 2193, Rec. No. 617; Senate reprint No. 1476), entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" report that they have duly conferred upon said matters, and agreed to recommend as follows:

The Senate recedes from all amendments offered to Assembly bill No. 2193, and in lieu thereof the conference committee reports the following as a substitute bill:

AN ACT making appropriations for certain expenses of government and supplying deficiencies in former appropriations.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The treasurer shall pay, on the warrant of the comptroller, from the several funds specified, to the persons, and for the objects indicated in this act, the amounts named, or such parts of those amounts as shall be sufficient to accomplish, in full, the purposes designated by the appropriations, which several amounts are hereby appropriated out of any moneys in the treasury not otherwise appropriated, but no warrants shall be issued, except in cases of salaries, until the amounts claimed shall have been audited and allowed by the comptroller, who is hereby authorized to determine the same. The persons demanding payment shall present to him a detailed statement, in items, verified by affidavit; and if the account shall be for services, it must show when, where and under what authority they were rendered; if for expenditures, when, where and under what authority they were made; if for articles furnished when and where they were furnished, to whom they were delivered, and under what authority; and if the demand be for traveling expenses, the account must also specify the distance traveled, the place of starting and destination, the duty or business and the date and items of expenditure. On all accounts for transportation, furniture, blank and other books furnished for the use of officers, binding, blanks, printing, stationery and postage, a bill duly verified must be furnished; but whenever an appropriation shall have been provided otherwise, the sum herein directed to be paid shall not be considered as an addition to such other appropriation unless it shall be expressly so declared in this act.

FROM THE GENERAL FUND.

EXECUTIVE DEPARTMENT.

For compensation, expenses and fees of witnesses upon application for executive clemency in capital cases to be paid by the comptroller upon the order of the governor the sum of twelve hundred dollars.

To reimburse the contingent account of the executive department the sum of twenty-one hundred and ten dollars, being the amount paid by the governor for supplies ordered prior to January first, eighteen hundred and ninety-nine, and for the printing of the state papers of his predecessor.

The sum of two thousand one hundred seventy-nine dollars

or so much thereof as may be necessary for the confidential examinations and investigations by the direction of the governor, the same to be paid by the comptroller to the governor upon his order.

For the executive department for the printing of the governor's message transmitted to the legislature of eighteen hundred and ninety-six, the sum of one hundred and fifty-nine dollars and five cents.

The governor is hereby authorized to pay for the uses and purposes of the executive department and executive mansion the sum of two thousand eight hundred and thirty dollars and forty-two cents, the same being the balance in his hands for monies heretofore received by him for fees of notaries.

JUDICIARY.

For Robert Earl, associate judge of the court of appeals, whose term of office is abridged under the provisions of section twelve, article six, of the constitution, who has served as such associate judge ten years, twelve thousand dollars, or so much thereof as may be necessary.

For Charles Andrews, late chief judge and associate judge of the court of appeals, whose term of office is abridged under the provisions of section twelve, article six, of the constitution, who has served as such chief judge and associate judge ten years, twelve thousand dollars, or so much thereof as may be necessary.

For Jackson O. Dykman, a justice of the supreme court in the second judicial district, not residing in the county of Kings, whose term of office was abridged under the provisions of section twelve of article six of the constitution, and who served as such justice more than ten years, seven thousand two hundred dollars, or so much thereof as may be necessary; and for additional compensation, pursuant to chapter seven hundred and sixty-five of the laws of eighteen hundred and sixty-eight, as amended by chapter one hundred and twenty-six of the laws of eighteen hundred and eighty-three, and chapter one hundred and fourteen of the laws of eighteen hundred and ninety-four, three thousand seven hundred and fifty dollars, said amount to be refunded to the treasury pursuant to the provisions of the above mentioned acts.

For deficiency in appropriation for supplying other states with reports of the court of appeals and the supreme court, pursuant to section twenty-seven of the executive law, as amended by chapter two hundred and forty-eight of the laws of eighteen hundred and ninety-three, five hundred dollars, or so much thereof as may be necessary.

For Jane R. Follett, widow of the late David L. Follett, justice

of the supreme court, for the sixth judicial district, who died July fifth, eighteen hundred and ninety-nine, the sum of three thousand six hundred dollars, being the amount of the annual compensation of said justice for the calendar year eighteen hundred and ninety-nine, which would have been earned by him had he continued to live until the close of that year and had served as said justice.

For the trial justices who attend a term or part of the supreme court, except in the counties of New York and Kings, outside the county in which he resides, for actual necessary traveling and other expenses incurred by them in the performance of their duties, not exceeding one thousand dollars each in any one year, the sum of twenty-five thousand dollars, to be paid after due audit by the comptroller.

For the balance of the salary of the librarian of the appellate division in the fourth judicial department from April first nineteen hundred to September thirtieth nineteen hundred, seven hundred dollars; and for the balance of his salary for the fiscal year commencing October first nineteen hundred, fourteen hundred dollars, as provided by chapter two hundred fifty-eight of the laws of nineteen hundred.

For compensation of confidential clerks to the justices of the supreme court designated to the appellate division of the second department, eight thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter one hundred fifty-one of the laws of nineteen hundred.

LEGISLATURE.

For the clergymen officiating as chaplain of the assembly, during the session of nineteen hundred, for compensation, to be paid to the clerk of the assembly, for distribution by him to those clergymen, at the rate of five dollars a day for every day of attendance, four hundred dollars, or so much thereof as may be necessary.

For the clergymen officiating as chaplain of the senate during the session of nineteen hundred, for compensation, to be paid to the clerk of the senate, for distribution by him to those clergymen, at the rate of five dollars a day for every day of attendance, four hundred dollars, or so much thereof as may be necessary.

For engrossing resolutions ordered by the assembly of nineteen hundred, five hundred dollars, or so much thereof as may be necessary, to be paid upon the certificate of the clerk of the assembly.

For the clerks of the senate and assembly, for the use of the senate and assembly, for file boards, index clerk's books, commit-

tee books, stationery, printing, for revising the clerk's manual and books, and copies of codes for the use of the senate and assembly, judiciary and codes committees, thirteen thousand nine hundred and ninety-five dollars and fifty cents.

For advances by the comptroller to the clerks of the senate and assembly, to pay expenses of receiving reports and printed documents from the several state departments, addressing and forwarding the same to members of senate and assembly, forty-five hundred dollars, or so much thereof as may be necessary. Such reports and documents shall be delivered by the printer to the document departments of the senate and assembly in the proportion to which such departments are respectively entitled.

For deficiency in appropriation for postage, expenses of committees, compensation of witnesses, legislative manual, Crosswell's manual, clerk's manual, indexing the bills, journals and documents of the senate and assembly, and other contingent expenses of the legislature, fifteen thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for compensation and mileage of members and officers of the legislature, ten thousand dollars, or so much thereof as may be necessary.

For the clerk of the assembly, for the payment of funeral expenses of James C. Crawford, late sergeant-at-arms of the assembly, two hundred eighty-eight dollars and ninety cents.

For the payment in full of counsel fees to the assembly special investigating committee of eighteen hundred and ninety-nine the sum of twenty thousand dollars, to be paid upon the certificate of the chairman of the committee and the speaker of the assembly and upon the audit of the comptroller. No part of this appropriation shall be available until discharges of all such claims are presented within the amount of this appropriation.

For the preparation of supplementary indices of senate bills, journals and documents, and indexing of the executive journals of the senate, the sum of one thousand dollars, to be paid by the comptroller on the certificate of the president of the senate.

COMPTROLLER.

For the comptroller, for the payment of compensation and expenses of counsel employed by him in legal actions or proceedings, eight thousand dollars, or so much thereof as may be necessary.

For the comptroller, to pay claims on file in his office for assessments for local improvements on property owned by the state, the sum of five thousand dollars or so much thereof as may be necessary, and for expenses in investigating such claims

the sum of five hundred dollars, or so much thereof as may be necessary. All fees, interest and expenses of sale or collection incurred by local authority, officer or agent, in making any assessment, levy or collection or sale upon or of state property, or property held in trust for the state, for street or other municipal improvements in any municipal corporation of the state, shall be rejected by the comptroller.

For the care, maintenance, repairs and improvements of the Saratoga monument and the grounds connected therewith, to be expended under the supervision of the comptroller, pursuant to the provisions of chapter five hundred and fifty-five of the laws of eighteen hundred and ninety-five, the sum of six hundred dollars, or so much thereof as may be necessary.

For the expenses of examinations and investigations of public institutions, made pursuant to law, the sum of two thousand dollars, or so much thereof as may be necessary, to be paid upon vouchers audited by the comptroller.

For the comptroller, for the payment of judgments against the state, for costs in certain actions pursuant to section thirty-two hundred and forty-one of the code of civil procedure, four thousand dollars, or so much thereof as may be necessary.

For the comptroller, for recopying, binding and repairing tax books, sales books, tax diaries, redemption diaries and other books and records of the land bureau in the comptroller's office, two thousand dollars, or so much thereof as may be necessary.

For the comptroller, for necessary expenses in preparing for and conducting a state tax sale of lands for non-payment of taxes, and for printing and publishing notices of sale as provided by law and list of the lands to be sold for taxes, thirty thousand dollars, or so much thereof as may be necessary.

For the comptroller, for the payment of expenses incurred in protecting the state lands in the forest preserve from fire during the year eighteen hundred and ninety-nine, twelve thousand eight hundred and forty-one dollars and ninety-seven cents, which amount shall be paid on the certificates of the forest preserve board and the audit of the comptroller.

For the comptroller, for the payment of an agent or agents, and for other necessary expenses in the enforcement of the act to license and regulate the business of private detectives and detective agencies, the sum of three thousand dollars, or so much thereof as may be necessary, the amount herein appropriated to be paid from the funds received for license fees, as provided in chapter four hundred and twenty-two of the laws of eighteen hundred and ninety-eight, as amended by chapter three hundred and eighteen of the laws of eighteen hundred and ninety-nine.

For the comptroller, for salary and expenses of examiner appointed by the governor, pursuant to chapter four hundred and fourteen of the laws of eighteen hundred and ninety-nine, to examine the books of the running associations, three thousand dollars, or so much thereof as may be necessary, and for salaries and expenses of two examiners to examine the books of the trotting associations of the state, four thousand dollars. The amounts herein appropriated to be paid from the funds collected from said associations.

For the comptroller, for the salary and expenses of Hamilton Busby, as examiner, appointed by the governor, to examine the books of trotting associations of the state, from May first to July twentieth, eighteen hundred and ninety-nine, four hundred and twenty-six dollars and forty-three cents; for the salary and expenses of Carll S. Burr, junior, as examiner appointed by the governor, from July twenty-seventh, eighteen hundred and ninety-nine to May first nineteen hundred, one thousand five hundred and twenty-five dollars, or so much thereof as may be necessary. The amounts herein appropriated to be paid from the funds collected from said associations.

For the comptroller to supply the deficiency in the appropriation provided by chapter six hundred and fifty-four of the laws of eighteen hundred and ninety-nine, to be paid upon the filing of the proper vouchers in accordance with the provisions of that statute to be paid to the following persons, the following sums, or so much thereof as may be necessary; Amos J. Bush, three hundred thirty-seven dollars fifty cents; Andrew J. Simons, three hundred twenty-two dollars; William B. Stevens, three hundred twenty-two dollars; Nelson A. Moss, three hundred twenty dollars; Henry P. Dailey, six hundred and forty-two dollars.

For deficiency in appropriation for advances to county treasurers on amount of taxes on property of non-residents and for taxes on state wild or forest lands, which may be returned to the comptroller's office, and for adjusting accounts of state taxes with counties, forty thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for postage on official letters, documents and other matter sent by mail or express by the governor, secretary of state, comptroller, treasurer, attorney-general, state engineer and surveyor, superintendent of public instruction, regents of the university, adjutant-general, clerk of the court of appeals, state board of charities, state board of health, civil service commission and bureau of labor statistics, two thousand dollars, or so much thereof as may be necessary.

For the comptroller, ten thousand dollars or so much thereof as may be necessary to pay the amount ascertained to be due Hamilton county on account of taxes pursuant to chapter two hundred and seventeen of the laws of eighteen hundred and eighty-nine.

For the comptroller, for taxes due on lands purchased by the forest preserve board, pursuant to chapter two hundred and twenty of the laws of eighteen hundred and ninety-seven, twenty-five thousand dollars, or so much thereof as may be necessary.

For the comptroller, for continuing the work of examination, arrangement, compilation and binding of the records of the revolutionary war in the comptroller's office, fifteen hundred dollars, or so much thereof as may be necessary.

For the comptroller for furnishing and refitting his office with steel filing cases for the safe keeping of the statistics, documents and records of his office, the sum of fifteen thousand dollars, or so much thereof as may be necessary; such work to be done on plans and specifications of the state architect. None of this appropriation shall be available until after contracts have been let therefor to the lowest responsible bidder, and a satisfactory bond for the completion of the same has been approved by, and filed with the comptroller.

For the comptroller, for the redemption of certificate number five, due January thirtieth, nineteen hundred and one, issued for the purchase of land for the Adirondack park, under chapter five hundred and sixty-one of the laws of eighteen hundred and ninety-five, fifty-five thousand dollars, and for one year's interest at three per centum, on certificates numbers five to ten, issued for the same purpose, nine thousand nine hundred dollars.

For the comptroller, for the payment of interest at three and one-half per centum for one year on four hundred thousand dollars of Adirondack park bonds, issued pursuant to chapter two hundred and twenty of the laws of eighteen hundred and ninety-seven, fourteen thousand dollars, or so much thereof as may be necessary.

For the payment of interest on comptroller's bonds, issued in pursuance of section fourteen of chapter four hundred and thirteen, laws of eighteen hundred and ninety-seven, to provide funds to meet the current expenses of government, thirty-eight thousand dollars, or so much thereof as may be necessary.

For the comptroller, for the payment of interest at three and one-half per centum for one year, on nine hundred thousand dollars of public defense bonds, issued pursuant to chapter six hundred and seventy-two, laws of eighteen hundred and ninety-eight, thirty-one thousand five hundred dollars, or so much thereof as may be necessary.

For the comptroller, for the repayment to the several towns for the highway taxes reported pursuant to chapter three hundred and fifty-one of the laws of eighteen hundred and ninety-eight the sum of fifty-four thousand sixty-five dollars and eighty-seven cents, or so much thereof as may be necessary.

SECRETARY OF STATE:

For the secretary of state, for printing, binding and furnishing the necessary blanks for lists of persons enrolled and blank challenge affidavits, for use at the general election of eighteen hundred and ninety-nine, pursuant to the provisions of chapters four hundred and ninety-nine and six hundred and thirty of the laws of eighteen hundred and ninety-nine, the sum of six thousand eight hundred and fifty-seven dollars and forty cents, or so much thereof as may be necessary.

For the purpose of complying with the provisions of section nineteen and subdivision one of section thirty-six of the election law, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the secretary of state, the sum of one hundred dollars, for the purchase of the usual law books, including session laws to replace those destroyed by fire, for the town of Waterloo, in the county of Seneca.

For the purchase of card file cases, and for clerical services, for making index of the land grants, deeds, mortgages and maps, and land papers, to be paid on the certificate of the secretary of state on the audit of the comptroller, thirty-five hundred dollars, or so much thereof as may be necessary.

STATE TREASURER.

For the state treasurer, the sum of five hundred dollars, for furniture, books, binding, blanks, printing and other office expenses, or so much thereof as may be necessary.

For deficiency in appropriation for accountant and transfer officer from October first, nineteen hundred, to October first, nineteen hundred and one, four hundred dollars.

STATE ENGINEER AND SURVEYOR.

For the state engineer and surveyor, for the purpose of making necessary repairs, alterations and improvements in his office, one thousand dollars, or so much thereof as may be necessary.

For the state engineer and surveyor for surveys and maps for the use of the attorney-general in cases before the board of

claims arising on account of the canals of the state, the sum of twenty thousand dollars or so much thereof as may be necessary, to be made available and payable from the canal fund.

For the state engineer and surveyor, to enable him to continue the survey, plotting and monumenting of the state lands now under lease, or to be leased in the future of the oyster industry, the sum of two thousand dollars.

For the state engineer and surveyor for traveling expenses and disbursements of employees, and for expenses incurred by his department in making examinations, surveys and maps for restoring and placing monuments on the boundary lines of the state, pursuant to chapter four hundred and twenty-one, laws of eighteen hundred and eighty-seven, the sum of six thousand eight hundred dollars payable from the general fund.

For salaries and expenses of the chief bridge designer and inspector with the necessary assistants, draughtsmen, and supplies, the sum of eight thousand dollars, or so much thereof as may be necessary.

For making such surveys in the forest preserve or on adjoining lands as may be necessary to the work of the forest preserve board or forest, fish and game commission, the sum of two thousand dollars, or so much thereof as may be necessary.

For carrying out the provisions of chapter one hundred and fifteen of the laws of eighteen hundred and ninety-eight, the sum of one hundred and fifty thousand dollars, or so much thereof as may be necessary.

THE ATTORNEY-GENERAL.

For the attorney-general, the sum of ten thousand dollars, or so much thereof as may be necessary, for the expenses of investigating claims presented against the state.

For the attorney-general, for printing, blanks and other necessary office expenses, two thousand dollars, or so much thereof as may be necessary.

For the attorney-general, for the payment of attorneys and counsel designated or employed by the governor or attorney-general for the transaction of legal business in pursuance of the provisions of chapter eight hundred and twenty-one of the laws of eighteen hundred and ninety-five, twenty thousand dollars, or so much thereof as may be necessary; but no warrant shall be issued for such payments until the amounts claimed shall be certified, audited and allowed by the governor and the attorney-general.

For the attorney-general, the sum of twenty-one thousand dollars, or so much thereof as may be necessary, to pay attorneys, counsel and commissioners employed by him in pursuance of law,

and in defending the state in matters relating to claims growing out of the management and improvement of the canals.

The balance of five thousand dollars, to wit, the sum of two thousand eight hundred and fifty-four dollars and sixty-five cents, appropriated by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine for the attorney-general for the salary and necessary expenses of Benjamin J. Shove, deputy attorney-general, appointed to specially have charge of the investigation and prosecution of canal matters, is hereby re-appropriated for the use of the attorney-general to be paid out by him in such manner and for such purposes as he may deem proper or necessary for the expenses of the attorney-general's department.

For deficiency in appropriation for salary of third deputy attorney-general, one thousand dollars.

SUPERINTENDENT OF PUBLIC WORKS.

For the superintendent of public works for the purpose of properly draining the old bed of the Erie canal, from a point about one-half mile west of the hamlet of Pilgrimport, in the county of Wayne, to the village of Lock Berlin in said county, in such manner as to prevent stagnant water in said bed, the sum of two thousand dollars, or so much thereof as may be necessary.

For the superintendent of public works, for the purpose of improvements to the bulk-head and walls of the Genesee river feeder at Scottsville, and for the cleaning out of the sediment and weeds between Scottsville and a point about three miles north thereof, thirty-five hundred dollars, or so much thereof as may be necessary.

For the superintendent of public works the sum of two thousand dollars, or so much thereof as may be necessary, for the purpose of repairing and strengthening the westerly side of a wall heretofore constructed by the state, to protect the channel or waterway through which water is discharged from Skaneateles lake for the uses of the Erie canal by constructing a substantial wall of masonry along and upon the said wall, together with a suitable roadway thereon, beginning on the south side of Genesee street in Skaneateles village, and extending to the end of such wall. All work required to be done shall be in accordance with plans and specifications to be furnished by the state engineer and surveyor.

The sum of two thousand nine hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of raising the embankments, and cleaning and changing the channel of that portion of Limestone creek, which lies within the village of Fayetteville, town of Manlius and county of Onon-

daga, and extends from a point known and designated as "the old brewery ruins" northerly, to connect the same with the embankments constructed by the state in the year eighteen hundred and ninety-nine, the money so appropriated to be expended by and under the direction of the superintendent of public works in accordance with plans and specifications and estimates to be furnished and approved by the state engineer and surveyor.

For the superintendent of public works, for the purpose of raising the highway north of the junction of Moose and Black river in Lewis county, five hundred dollars, or so much thereof as may be necessary.

For the commissioners of water power of Black river for deficiency incurred in maintaining the state dam and gate keeper's lodge on Beaver river, two hundred sixteen dollars and ninety cents, to be expended under the supervision of the superintendent of public works.

For the commissioners of water power on the Black river, subject to the approval of the superintendent of public works for ordinary repairs and maintaining the state dams on Beaver river and the Fulton chain, one thousand dollars.

For the superintendent of public works, for the operation, maintenance and repair of the drawbridge known as Drake's draw bridge span of Wappinger creek, in the village of New Hamburg, in the county of Dutchess, for the year ending March first, nineteen hundred, as provided by chapter two hundred and thirty-nine of the laws of eighteen hundred and ninety-two, the sum of seven hundred dollars, or so much thereof as may be necessary.

The sum of ten thousand dollars, or so much thereof as may be necessary, is hereby appropriated from the canal fund to pay for the services and disbursements incurred by the agent employed by the superintendent of public works, on request of the attorney-general, as provided in section two hundred and seventy of the code of civil procedure, in defense of claims against the state on account of the canals, such sum to be advanced to said agent by the comptroller in such sums as may be approved by him upon such agent filing with the comptroller a good and sufficient bond in the penalty of ten thousand dollars, and vouchers shall be rendered for the advances made.

For the superintendent of public works, for payment of balance due on contract for bridge over the Erie canal at Whitesboro street, Utica, pursuant to chapter five hundred and sixty-three of the laws of eighteen hundred and ninety-seven, the sum of three thousand one hundred and ninety-seven dollars and fifty-seven cents.

For the superintendent of public works, for the payment of balance due on contract for bridge over Erie canal at South Fitz-

hugh street, Rochester, pursuant to chapter thirty-two, laws of eighteen hundred and ninety-seven, and chapter six hundred and six, laws of eighteen hundred and ninety-eight, the sum of two hundred and fifty-nine dollars and ninety-three cents.

The sum of three thousand dollars, being the unexpended balance of appropriation made by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, for the cleaning out of the outlet and removal of debris therein of Big Tupper lake is hereby reappropriated for cleaning away dirt and rotting timber from lands flowed by the state on the shores of Racquette pond and along the outlet of Big Tupper lake, to be expended under the direction of the superintendent of public works.

The sum of three thousand dollars, or so much thereof as may be necessary, is hereby appropriated to repair the highways on the Saint Regis Indian Reservation, said moneys to be expended under the direction of the superintendent of public works.

For the superintendent of public works for balance due for completing the work of improving the channel of Newtown creek, in the town of Horseheads, county of Chemung, seven hundred dollars and ninety-three cents.

For the superintendent of public works, for repairs of highways on the Onondaga Indian Reservation to be expended under the direction of the superintendent of public works on the roads known as "Quarry," "Cardiff," "South Hollow," "William Hill," and "Albert Everingham" roads, the sum of two thousand dollars, or so much thereof as may be necessary.

For continuing the construction of the new road running from Indian Quarry about four hundred and sixty rods southeasterly to intersect with the LaFayette road, one thousand dollars, or so much thereof as may be necessary.

For the superintendent of public works the sum of four thousand six hundred dollars, or so much thereof as may be necessary, for the purpose of repairing the seawall at foot of Owasee lake, repairing the retaining wall on Owaseo outlet and dredging said outlet, the work to be done and the money expended upon plans and specifications prepared by the state engineer and surveyor.

For the superintendent of public works, for balance due for work done pursuant to chapter six hundred and twenty-three of the laws of eighteen hundred and ninety-eight, for construction of steel bridge over the Glens Falls feeder on Main street, in the village of Sandy Hill, two hundred and fifty dollars, or so much thereof as may be necessary.

For the superintendent of public works for the improvement of the Shinnecock canal, thirty thousand dollars, or so much thereof as may be necessary.

The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to repair the highways, on the Allegany Indian Reservation, in the towns of Allegany, Carrollton, Elko, Salamanca, Red House, Great Valley, South Valley and Coldspring; and on the Cattaraugus Indian Reservation, in the towns of Perrysburg and Persia, in the county of Cattaraugus, said moneys to be expended under the direction of the superintendent of public works.

For the superintendent of public works, in addition to the sum of two thousand six hundred dollars heretofore appropriated by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, the sum of four thousand dollars, or so much thereof as may be necessary, for the construction of an iron bridge over Clear creek, in the Cattaraugus Indian Reservation, in the county of Erie. No part of the sum herein appropriated shall be available, except for plans and advertising, until contracts have been made and plans filed with the comptroller for the completion of the work within the amount herein specified.

SUPERINTENDENT OF PUBLIC BUILDINGS.

For painting and other incidental repairing necessary to the preservation of the buildings and premises in charge of the superintendent of public buildings, and to be expended in his discretion, the sum of five thousand dollars, or so much thereof as may be necessary.

For ventilating the governor's private office in the state capitol by means of a vent duct to the roof, and enlarging the office of the secretary to the governor in said building, and for fixtures for the same, the sum of one thousand dollars, or so much thereof as may be necessary.

For the superintendent of public buildings for work and material on the capitol necessary for the ventilation thereof, to be expended pursuant to plans made by the state architect and subject to his approval, six thousand dollars, or so much thereof as may be necessary.

For materials, supplies and labor for the covering of about twenty thousand feet of steam pipe and about twenty-two hundred steam fittings in the cellar of the state capitol and in the tunnel connecting the state capitol with the capitol boiler house, with suitable covering, approved by the state architect the sum of eight thousand dollars, or so much thereof as may be necessary.

For compensation of the secretary to the trustees of public buildings, one thousand dollars.

For plumbing, heating, gas-piping, and gas-fitting, roofs, conductors, gutters, plastering, flooring, painting and other necessary labor and expenses for the improvement and betterment of geological and agricultural hall, as per estimate of the state architect, and on plans approved by him, the sum of twenty thousand dollars, or so much thereof as may be necessary.

To reimburse the maintenance fund of the superintendent of public buildings for moneys expended, and to be expended, as per estimates from said fund for alterations, repairs and additions to the quarters of the forest preserve board and the factory inspector, nineteen hundred and fifty dollars, which said amount is to be paid by the superintendent of public buildings out of said maintenance fund.

For furnishings for the assembly chamber and the lobbies and anterooms connected therewith, five thousand dollars, or so much thereof as may be necessary.

For installing an electric pump and all accessories, and for erecting bronze gates, at the state capitol, in order to meet the requirements of the state library in keeping open nights while maintaining the system of closing other portions of the state capitol to the general public at night, the sum of twenty-nine hundred dollars, or so much thereof as may be necessary.

For the trustees of public buildings for repairs and maintenance of the senate house property at Kingston, four hundred dollars, or so much thereof as may be necessary.

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

FROM GENERAL FUND.

For repairs, renewals, betterments of buildings, equipment, fixtures, furniture, and such additional accommodations in the normal schools of the state as may be necessary, the sum of one hundred and ten thousand dollars, or so much thereof as may be necessary, to be apportioned by the state superintendent of public instruction, and to be expended by the local board of managers and payable upon bills audited by the comptroller upon vouchers approved by the state superintendent.

For the erection of new school buildings, the repair and improvement of school-houses and the purchase of necessary supplies for the Indian schools on the Allegany and Cattaraugus, the Onondaga, the Tonawanda, Tuscarora, Saint Regis, Shinnecock and Poospatuck Indian reservations, the sum of twenty-five hundred dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of public instruction.

For the state superintendent of public instruction for deficiency in the appropriation for the purpose of carrying out the provisions of chapter six hundred seventy-one of the laws of eighteen hundred ninety-four, as amended by chapter nine hundred eighty-eight of the laws of eighteen hundred ninety-five, three thousand dollars, or so much thereof as may be necessary.

For the state superintendent of public instruction to reimburse the fund of the superintendent appropriated for furniture, books, binding, blanks, printing and other necessary expenses of his department, expended from said fund in placing the conduits and electric lighting in the northeast tower room, number thirty-one, on the fifth floor of the capitol building, four hundred forty-seven dollars, which said amount has been paid by the said superintendent out of said fund for such purpose.

PAYABLE FROM THE FREE SCHOOL FUND.

For the state superintendent of public instruction for deficiency in the appropriation for the support and maintenance of the state normal and training schools, the sum of five thousand dollars, or so much thereof as may be necessary, payable upon bills to be audited by him.

INSURANCE DEPARTMENT.

For necessary changes in report room, record and document room, consisting of new cases, balconies, stairs, painting, new rubber tile floor, electric wiring, iron work and polishing and finishing cases and balconies, the sum of six thousand eight hundred dollars, or so much thereof as may be necessary, said sum to be expended on plans to be approved by the state architect.

For account of the insurance department of the state of New York for disbursements in the matter of the people of the state of New York against Edward V. Loew and others, one hundred eighty-nine dollars and forty cents.

RAILROAD COMMISSION.

For the board of railroad commissioners the sum of ninety thousand dollars, being the amount remaining unexpended in the state treasury of the appropriation made by chapter two hundred and seventeen of the laws of eighteen hundred and ninety-eight, to carry out the provisions of the railroad law in regard to grade crossings, is hereby reappropriated, said amount being fully pledged by determinations of said board to abolish certain grade crossings under the provisions of said law.

STATE ARCHITECT.

For the state architect for deficiency for transportation expenses, the sum of seven hundred and fifty dollars.

BUREAU OF LABOR STATISTICS.

For deficiencies for bulletin three hundred and sixty-four dollars and fifty-six cents and for indexing library of the bureau two hundred dollars.

COMMISSIONERS OF STATUTORY REVISION.

For the commissioners of statutory revision, for the prosecution of their work, twenty thousand dollars, or so much thereof as maybe necessary, to pay for their services and necessary expenses while engaged in the discharge of their official duties, office expenses, clerk hire, stenographers and printing, as shall be certified to be just and reasonable by the governor, the payment of each commissioner for services not to exceed at the rate of two hundred and fifty dollars per month.

To Charles Z. Lincoln, in lieu of and in full for all expenses as commissioner of statutory revision for the year beginning May first, nineteen hundred, the sum of one thousand five hundred dollars, payable in equal monthly installments.

DEPARTMENT OF AGRICULTURE.

For the commissioner of agriculture for the purpose of investigation and extermination of the San Jose scale, the sum of ten thousand dollars, or so much thereof as may be necessary.

BOARD OF MEDIATION AND ARBITRATION.

For necessary traveling expenses of the members of the board of mediation and arbitration, and of secretary and employees while engaged in the discharge of official duties, eighteen hundred dollars, or so much thereof as may be necessary.

COURT OF CLAIMS.

For contingent funds for the use of court of claims between March first and October first, nineteen hundred, eighteen hundred dollars, or so much thereof as may be necessary.

FOREST, FISH AND GAME COMMISSION.

For the forest, fish and game commission, for the payment of rebates due the various towns on account of bills paid by them

for suppressing forest fires, under chapter six hundred and fifty-five of the laws of eighteen hundred and ninety-six, five thousand dollars, or so much thereof as may be necessary.

For the payment of justices, constables, attorney and court costs and moieties in various prosecutions, ten thousand dollars, or so much thereof as may be necessary, to be paid from the moneys received from fines and penalties, pursuant to section two hundred and eighty of chapter one hundred and fourteen, of the laws of eighteen hundred and ninety-six.

For an exhibit of live fish at the state fair, two hundred and fifty dollars.

For the payment to Wynkoop Hallenbeck Crawford Company for an extra edition comprising three thousand copies of the forest, fish and game law for eighteen hundred and ninety-nine, two hundred and twenty-five dollars.

For the forest, fish and game commission to meet the increase in salary of the chief protector from March first to September thirtieth, nineteen hundred, two hundred ninety-one dollars and sixty-two cents, and for the fiscal year beginning October first nineteen hundred, five hundred dollars.

The sum of one thousand dollars appropriated by chapter six hundred and six of the laws of eighteen hundred ninety-eight for counsel fees incurred by the forest commission of the state and the members thereof in defending the action of George C. Sherman against the Adirondack railroad company and others, is hereby reappropriated for the same purpose, to be paid upon the audit of the forest, fish and game commission.

The sum of three thousand, two hundred sixty dollars and sixty-one cents, being the unexpended balance of ten thousand dollars appropriated by chapter six hundred and six of the laws of eighteen hundred and ninety-eight for the commissioners of fisheries, game and forest for docks and improvements upon state lands in the state reservation on the Saint Lawrence river, is hereby reappropriated for the same purpose to the forest, fish and game commission.

The sum of two thousand five hundred dollars appropriated by chapter five hundred and sixty-nine of the laws of eighteen hundred ninety-nine for a fish hatchery and pond on the Ischua creek in the county of Cattaraugus, is hereby reappropriated for a fish hatchery and ponds in the first assembly district of Cattaraugus county.

For the forest, fish and game commission fifteen hundred dollars, or so much thereof as may be necessary, for the construction of four fishways over dams in the Salmon river in Oswego county near the village of Pulaski to permit the return of salmon planted

in the upper waters of Salmon river in or about the year eighteen hundred and ninety-five by the United States fish commission.

EXCISE DEPARTMENT.

For paying judgments against the state commissioner of excise and also judgments against any special deputy commissioner of excise or against any county treasurer where said judgments against said special deputy commissioners or county treasurers were obtained in actions or proceedings brought or defended by the direction of the state commissioner of excise, the sum of nine thousand five hundred dollars; for expenses removing partitions with filing cases, bookkeepers' room and for alterations and repairs in commissioner's room and auditor's room, two hundred and fifty dollars; for expense of new radiators in commissioner's room and in law rooms, two hundred and twenty-five dollars.

To the commissioner of excise for the salary of the deputy excise commissioner at Rochester for the balance of the present fiscal year, six hundred and seventy dollars, or so much thereof as may be necessary; for his expenses, and the expenses of his office, two hundred dollars, or so much thereof as may be necessary; and for his salary for the fiscal year beginning October first, nineteen hundred, two thousand dollars, and for his expenses, and the expenses of his office, five hundred dollars.

STATE PRISONS.

For the superintendent of state prisons for the purchase of stone to be cut and dressed for use in the construction of the Dannemora State Hospital for Insane Convicts or state prison buildings, for tools and for instruction and guarding of convicts so employed, the sum of six thousand dollars.

For providing current literature for the several state prisons, the sum of two thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of state prisons.

For securing additional instruction in the several state prisons, two thousand six hundred dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of state prisons.

For traveling expenses of the superintendent and his clerks while engaged in the discharge of their official duties, the sum of five hundred dollars, or so much thereof as may be necessary.

UNIVERSITY OF THE STATE OF NEW YORK.

For books to be lent free to the blind of the state including necessary expenses, one thousand dollars.

For deficiency in the appropriation for the work of the state

geologist for the completion of the geologic map of New York, one thousand two hundred dollars, or so much thereof as may be necessary.

For the state paleontologist for field work in the rock formations of Chautauqua, Cattaraugus and Allegany counties, in co-operation with the United States geological survey, one thousand dollars.

For the state paleontologist for special investigation in the fossil faunas of the state of New York, one thousand six hundred dollars, payable on order of the comptroller.

For expenses in the preservation and increase of the entomologic collection, one thousand dollars.

For printing special catalogues of insects for distribution to farmers, and necessary expenses in connection therewith, three hundred and sixty dollars.

For preparing colored illustrations of noxious insects, two hundred and fifty dollars.

To the regents of the university for the cost of conducting professional and technical examinations and other expenses which they are by law authorized to meet out of receipts from fees, sales of publications and other moneys paid into the university not from state appropriations, forty-four thousand dollars, or so much thereof as may be necessary, to meet the said expenses, provided no payments shall be made under this appropriation in excess of the money then in the treasury and received from the university from its receipts authorized by law to be used for this purpose.

For Mary Seymour Howell, widow of the late George Rodgers Howell, state archivist, the sum of six hundred dollars, being the sum which he would have received in salary had he continued in the service of the library to the close of the last fiscal year.

STATE MUSEUM.

For deficiency in the appropriation for maintenance of the museum in geological hall, eight hundred dollars, or so much thereof as may be necessary.

STATE HISTORIAN.

For the state historian for copyist, indexer, typewriter and for extra clerical service, and for printing, stationery, maps and supplies the sum of two thousand dollars, or so much thereof as may be necessary.

STATE BOARD OF HEALTH.

For the state board of health for deficiency in appropriation for salary of the official stenographer to attend the board meetings the sum of two hundred dollars.

CORNELL UNIVERSITY.

For the purpose of improving, maintaining and administering the experimental forest in the county of Franklin by the State College of Forestry, thirty thousand dollars, said sum to be deposited by the comptroller to the credit of Cornell University in such bank or banks as may be designated by the comptroller for that purpose and to be drawn against by the treasurer of Cornell University and to be accounted for in the same manner as provided in chapter one hundred and twenty-two, laws of eighteen hundred and ninety-eight as amended.

To Cornell University for the state veterinary college, ten thousand dollars.

STATE CARE OF INSANE.

For the support and maintenance of the state hospitals other than salaries and wages of officers and employees, pursuant to the provisions of the insanity law and the amendments thereto, two hundred and fifty thousand dollars, or so much thereof as may be necessary, to be paid from the moneys received for board and care of private patients, sale of farm products and other miscellaneous receipts of said hospitals.

MISCELLANEOUS REPORTER.

For deficiency in former appropriations for assistants, clerk hire, obtaining copies of opinions and office expenses, the sum of one thousand four hundred eighty dollars to be paid by the state treasurer on the certificate of the reporter and the audit and certificate of the comptroller.

LIBRARIES.

For the library of the supreme court, appellate division of the second judicial department, the sum of one thousand dollars, or so much thereof as may be necessary, to be paid upon vouchers approved by the presiding justice of said court.

For the law library in the chambers of the supreme court justices in Kings county, five hundred dollars, or so much thereof as may be necessary, to be paid after due audit of the comptroller.

For the second judicial district law library at Newburgh, for the purchase of law books and reports, necessary rebinding of books belonging to said library, one thousand dollars, or so much thereof as may be necessary, to be paid on bills therefor, certified by a majority of the trustees having charge of said library.

For the maintenance of the library of the appellate division and the trial terms of the supreme court in the first judicial

department, two thousand dollars, or so much thereof as may be necessary.

For the fifth judicial district library at Utica, for the purchase of books and necessary rebinding of books belonging to said library, the sum of one thousand dollars, to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of said library; for the sixth judicial district library at Elmira, for the purchase of books and necessary rebinding of books belonging to said library, the sum of two thousand dollars to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of said library.

For the third judicial library at Kingston for law books and insurance premiums six hundred two dollars and fifty cents.

For the supreme court library for the eighth judicial district in the city of Buffalo, for the purchase of law books and reports, and necessary rebinding of books belonging to said library, the sum of three thousand dollars, to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of such library.

For the library of the supreme court, appellate division, fourth judicial department, for the purchase of books and supplies for said library the sum of three thousand dollars, or so much thereof as may be necessary.

For the court of appeals library situate in the city of Syracuse for the purchase of books for said library the sum of three thousand dollars, or so much thereof as may be necessary, to be paid upon the presentation to the comptroller of vouchers approved by the majority of the trustees in charge of said library.

NATIONAL GUARD.

For the adjutant-general, to enable him to comply with sections thirty-eight, thirty-nine and forty, chapter sixteen of the general laws of the state, and to complete the personal records of the regiments, companies, troops, batteries and marines of this state which served in the late war for the Union, and for printing and binding the same in book form under the direction of the adjutant-general, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the adjutant-general, for the payment of pensions to members of the National Guard and Naval Militia and pay and care for the same when injured or disabled in service, pursuant to sections one hundred and twenty-nine and one hundred and thirty-two, chapter five hundred and fifty-nine, laws of eighteen hundred and ninety-three, and the acts amendatory thereof, and

for payment of expenses and examinations of claims for pensions under said act, the sum of six thousand dollars, or so much thereof as may be necessary.

For the adjutant-general, for services and necessary traveling expenses in prosecuting war claims of the state against the United States, under his direction, six thousand dollars, or so much thereof as may be necessary, to be approved by the governor as commander-in-chief.

For the adjutant-general, payable from the military record fund for the expenses of the bureau of military records, five hundred dollars, or so much thereof as may be necessary.

For the armory commission, for repairs, improvements and betterments of the state arsenals, armories, camp grounds and the rifle ranges at Creedmoor and throughout the state, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the state board of armory commissioners for repairing and improving the state armory at Albany, the sum of three thousand five hundred dollars, to be expended under the direction of said board, the work to be done and materials furnished, so far as practicable, upon contract, to be entered into with the lowest responsible bidder, after suitable advertisement.

For the state board of armory commissioners, for reimbursing the county of Monroe, for work done at the state armory at Rochester, New York, and paid from the funds provided by the board of supervisors of Monroe county, the sum of four thousand seven hundred and ninety dollars and seventy-one cents, or so much thereof as may be necessary.

For Anna S. Hanley, of Tecumseh, Michigan, widow of Thomas Hanley, who enlisted July twenty-sixth, eighteen hundred and sixty-three as private, company A, Eighteenth New York Volunteer Cavalry, the sum of one hundred and fifty dollars, being amount of claim for bounty, authorized under act of the legislature of April seventeenth, eighteen hundred and sixty-three, said amount to be paid on the certificate of the adjutant-general.

For labor and materials necessary to repair and enlarge the armory located at Middletown, which is chargeable to the state under the provisions of the military code and the act providing for the erection of said armory, the sum of twenty-seven thousand nine hundred and eighty dollars, or so much thereof as may be necessary to complete the same in accordance with the recommendations of the armory commission inspectors report thereon. No part of such appropriation shall be available except for plans, specifications and advertising until a contract therefor according to said plans and specifications shall have

first been made for the completion thereof within the sum appropriated, and the performance thereof secured by a satisfactory bond approved by the comptroller.

STATE BOARD OF CHARITIES.

For the state board of charities the sum of two thousand five hundred dollars, or so much thereof as may be necessary to reimburse the maintenance account of said board for expenses incurred in conducting the investigation requested by the governor into the administration of the New York Soldiers' and Sailors' Home, and to pay the further expenses of such investigation.

STATE LEGISLATIVE PRINTING.

For the legislative printing of the state done pursuant to the contract therefor, and for the printing of five thousand copies of the report of the special committee on taxation and the bill accompanying same, as ordered by concurrent resolution January seventeenth, nineteen hundred; and the printing of twenty-five hundred copies of the report of the canal advisory commission, as ordered by resolution of the assembly January twenty-sixth, nineteen hundred; and the printing of twenty-five hundred copies of the report of the New York commerce commission, as ordered by resolution of the assembly January twenty-sixth, nineteen hundred; and the printing of five hundred copies of assembly document number four, as ordered by resolution of the assembly January thirtieth, nineteen hundred; and the printing of five hundred copies of assembly document number thirty-four, as ordered by resolution of the assembly January thirtieth, nineteen hundred; and the printing of five thousand copies of the report of the assembly committee on tuberculosis and other diseases of animals, as ordered by concurrent resolution February fourteenth, nineteen hundred; and the printing of two thousand copies of assembly bill number nine hundred and seventy-eight, as ordered by resolution of the assembly February fifteenth, nineteen hundred; and the printing of five hundred copies of the report of the superintendent of public buildings, as ordered by resolution of the assembly February twentieth, nineteen hundred; and the printing of five thousand copies of the annual report of the bureau of labor statistics, as ordered by resolution of the assembly February twenty-eighth, nineteen hundred; and the printing of five hundred copies of senate bill number nine hundred, as ordered by resolution of the senate March one, nineteen hundred; and the printing of two thousand copies of senate bill number six hundred and seventy-two, as ordered by resolution of the senate March seventh, nineteen hun-

dred; and the printing of five hundred copies of senate bill number ten hundred and thirty-four, as ordered by resolution of the senate March eighth, nineteen hundred; and the printing of ten thousand copies of the transactions of the New York state agricultural society for the years eighteen hundred and ninety-eight and eighteen hundred and ninety-nine; and the printing and binding done and furnished in properly representing New York's educational interests at the universal exposition of works of art and industrial and agricultural products, to be held at Paris in the year nineteen hundred, as provided by section four of chapter one hundred and seventy-six of the laws of eighteen hundred and ninety-eight, as amended by chapter five hundred and fifty-three of the laws of eighteen hundred and ninety-nine; and the printing and binding of twelve thousand sets of the report of the Gettysburg and Chattanooga monument commissioners; and the printing of ten thousand copies of the proceedings of the memorial services in honor of the memory of the late ex-governor Flower, as ordered by concurrent resolution passed April fourth, nineteen hundred; and the printing of two thousand copies of assembly documents numbers twenty-six and twenty-seven, with the testimony, as ordered by resolution of the assembly March twenty-third, nineteen hundred; all of which are hereby legalized and confirmed and which shall have the same force and effect as if the work therein ordered had been ordered by statute, and the same shall be deemed to have been ordered by statute to be printed and bound, and shall be paid for at the amounts audited by the comptroller, in accordance with the contract rate price fixed therefor in the contract for the legislative printing for the years in which such printing was done, and the amount so audited and allowed shall be paid upon filing of the proper receipts in full for said items; and for the payment to the contractor to do the public or legislative printing of such sum for extra materials furnished and overtime employed in the printing of the special edition of the insurance department report as may be certified to the comptroller by the superintendent of the insurance department as a proper charge for such extra materials and overtime, the sum of one hundred thousand dollars, or so much thereof as may be necessary.

CIVIL SERVICE COMMISSION.

The following sums being the unexpended balances of appropriations made to the civil service commission by chapters five hundred and ninety-three and six hundred and seven of the laws of eighteen hundred and ninety-eight are hereby re-appropriated.

For local examinations, seven thousand six hundred and ninety-six dollars and thirty-seven cents.

For salaries of secretary and necessary clerks, examiners and stenographers, five thousand four hundred and twenty-six dollars and ninety-four cents.

For traveling expenses of the chief examiner and assistant, six hundred and ninety-two dollars and forty cents.

For traveling expenses of the secretary and assistant secretary, three hundred and ninety-one dollars and twenty-one cents.

For office expenses, one thousand eight hundred and eighty-eight dollars and sixty-one cents.

STATE RESERVATION AT NIAGARA.

For the commissioners of the state reservation at Niagara, for the construction of a seven span bridge with sidewalks and repairing abutments, said bridge to be built upon plans and specifications approved by the state engineer and surveyor, the sum of forty-six thousand dollars, or so much thereof as may be necessary. No part of the money hereby appropriated shall be available until after the execution of a contract and bond by a responsible party to said commissioners for the completion of the said work at a cost within the above appropriation, and the filing of said contract and bond with the comptroller.

For the commissioners of the state reservation at Niagara for extraordinary expenditures for the year nineteen hundred, five thousand dollars.

COMMISSIONERS OF THE LAND OFFICE.

For the purpose of preparing by the state engineer and surveyor a map on a proper scale of the shore lines of the towns of Westchester, Eastchester and Pelham, and other portions of the former county of Westchester not already plotted, and the shore lines in the counties of Queens and Nassau, showing all the grant of land under water heretofore made by or under authority of the state, the sum of two thousand five hundred dollars, or so much thereof as may be necessary. The said map shall be submitted to the commissioners of the land office for approval, and duplicates thereof filed with the secretary of state and the state engineer and surveyor.

STATE INSTITUTIONS.

WILLARD STATE HOSPITAL.

For the employment of clergymen at the Willard State Hospital, the sum of one thousand dollars, or so much thereof as may be necessary, is hereby appropriated to be paid under the

direction of the board of trustees from the appropriation for the state care of the insane.

For the maintenance of state institutions to be paid from the moneys paid into the treasury of the state under section thirty-seven, chapter five hundred and eighty, laws of eighteen hundred and ninety-nine: For the State School for the Blind, Batavia, New York, two thousand dollars; for the Craig Colony, Sonyea, New York, six thousand dollars; for the New York State Reformatory, Elmira, New York, twenty thousand dollars; for the State Institution for Feeble Minded Children, Syracuse, New York, twelve thousand dollars.

NEW YORK WOMAN'S RELIEF CORPS HOME.

For the board of managers of the New York Woman's Relief Corps Home, for the furnishing of the corridor heretofore completed, including the purchase of a typewriter and desk, four hundred and fifty dollars, or so much thereof as may be necessary.

SYRACUSE INSTITUTION FOR FEEBLE-MINDED CHILDREN.

For the Syracuse Institution for Feeble-Minded Children, for improving and reconstructing the plumbing and drainage system throughout the institution, twelve hundred and fifty dollars, or so much thereof as may be necessary; for the erection of a building and connecting corridor for general bath house, six thousand five hundred eighty-seven dollars; for plumbing, drainage and steam fitting for the bath house, two thousand eight hundred dollars; for new floors and steel ceilings in various parts of the building, one thousand dollars.

THE NEW YORK STATE SCHOOL FOR THE BLIND.

For the renewing of all tin roofs, gutters and conductor pipes, material and labor for the same, fifteen hundred dollars; for the purchase of stringed instruments to be used in giving instruction upon the same to pupils, one hundred and fifty dollars; for the laying of cement walks, one thousand dollars; for the purchase of books and apparatus, five hundred dollars; for the purchase of harness to replace one worn out, sixty dollars; for warming system, for plumbing, bath and drainage system for gymnasium, nineteen hundred and fifty dollars, or so much thereof as may be necessary.

CRAIG COLONY FOR EPILEPTICS.

The sum of five thousand dollars, appropriated by chapter one hundred and ninety-six of the laws of eighteen hundred and ninety-eight, for two under grade crossings on the Western New York and Pennsylvania Railroad, is hereby reappropriated for the same purpose.

For George J. Metzgar for services as architect at the Craig Colony for Epileptics in full of services to date nine hundred and twenty-three dollars and ninety-one cents; for Thomas W. Finucane for extra work in the construction of buildings in the year eighteen hundred and ninety-nine, six hundred and seven dollars and eleven cents.

For the board of managers of Craig Colony, for work done under the special appropriations in eighteen hundred ninety-eight and eighteen hundred ninety-nine, being a deficiency in construction, four thousand six hundred forty-eight dollars and forty-seven cents.

SOLDIERS AND SAILORS' HOME.

For the Soldiers and Sailors' Home at Bath for furniture, carpets and other furnishings for the house of the commandant, two thousand dollars, or so much thereof as may be necessary.

STATE CUSTODIAL ASYLUM FOR FEEBLE-MINDED WOMEN AT NEWARK.

For completion, equipment and putting into service work now being done and under contract, including power house, coal sheds, conduits, work on same, electrical work and power building, retaining walls, drainage, painting and all such general work as may be necessary for occupation, three thousand dollars.

For extraordinary repairs, walks, grading, improving grounds, restoring grounds on change of power house and building new work required by same, fencing, painting, kitchen equipments in building "A," new floors and furnishing in superintendent's office, new floors and repairs in store room, two thousand dollars.

For payment to the American Watchman's Time Detector Company the balance as may be found to be due to it for work done in eighteen hundred and ninety-six and eighteen hundred and ninety-seven—four hundred and twenty-eight dollars and twenty-seven cents, or so much thereof as may be necessary.

For the payment to Joseph Blaby for services as architect rendered in eighteen hundred and ninety-eight and eighteen hun-

dred and ninety-nine for drawings and specifications for cottage dormitory (E) and expenses to Albany on same, it being then intended that the building was to be erected without the supervision of the state architect, four hundred dollars.

For fire escapes on "A" building, and apparatus connected therewith, one thousand eight hundred dollars; for one ten ton wagon scale, one hundred and seventy-five dollars or so much thereof as may be necessary.

THOMAS ASYLUM.

For the board of managers of the Thomas Asylum for Orphan and Destitute Indian Children for repairs to the old dormitories and to provide for a temporary laundry and for the purchase of the necessary laundry machinery three thousand dollars; for architects fees and traveling expenses, three thousand two dollars and fifty cents.

MATTEAWAN STATE HOSPITAL.

For the Matteawan State Hospital, to be expended under the direction of the superintendent of state prisons, the following sums, or so much thereof as may be necessary: For farmer's house, one thousand dollars; for electric wiring, two thousand dollars; for gas machine and laundry heaters, four hundred seventy-five dollars; for fire hose and apparatus, four hundred fifty dollars; for steam drum over boilers, eight hundred dollars; for piano for chapel services, three hundred fifty dollars.

For maintenance, the sum of one hundred thousand dollars, or so much thereof as may be necessary, payable from moneys received by said state hospital for the care and maintenance of patients, the sale of farm products, and from other sources and deposited in the state treasury, as required by law. Of this sum, so much thereof as has been expended out of funds withdrawn from moneys appropriated for the use of the state hospitals under the provisions of chapter five hundred and seventy-two of the laws of eighteen hundred and ninety-nine, shall be refunded thereto.

WESTERN HOUSE OF REFUGE FOR WOMEN AT ALBION.

For the board of managers of the Western House of Refuge for Women at Albion for eight electric arc lamps, four hundred and sixty dollars; for electric wiring, one hundred and twenty dollars, or so much thereof as may be necessary; for installing transformers at the boiler house five hundred and seventy dollars, or so much thereof as may be necessary; for incandescent

electric lamps one hundred dollars; for cement walks five hundred dollars; for extraordinary repairs twelve hundred dollars; for trees and shrubs for grounds, two hundred and fifty dollars; for teamster's house twelve hundred dollars, or so much thereof as may be necessary, to be built upon plans prepared by the state architect and under his supervision; and no part thereof shall be available except for plans, specifications and advertising until after a contract has been duly entered into together with a bond approved by the comptroller for the completion of the house within the sum specified herein.

STATE INDUSTRIAL SCHOOL.

For heaters at the State Industrial School at Rochester, one thousand dollars, or so much thereof as may be necessary.

For cement walks at the State Industrial School at Rochester, nine hundred and twenty-two dollars and seventy-five cents, being the unexpended balance of an appropriation therefor made by chapter seven hundred and ninety of the laws of eighteen hundred ninety-seven.

COMMISSIONERS OF QUARANTINE.

For the quarantine commissioners for the salaries of employes heretofore paid, by the health officer at Hoffman and Swinburn Islands, including the salary of the secretary, ten thousand seven hundred dollars, or so much thereof as may be necessary; for maintenance fourteen thousand three hundred dollars, or so much thereof as may be necessary.

For the health officer of the port of New York for defraying the expenses of the laboratory and quarantine station, seven thousand three hundred dollars, or so much thereof as may be necessary.

MISCELLANEOUS.

For the Grand Army department, for furnishing and fitting up headquarters, the sum of eight hundred dollars, or so much thereof as may be necessary; for incidental office expenses, including postage, printing, telegraph and telephone charges, the sum of twelve hundred dollars, or so much thereof as may be necessary.

For the New York commission for the battle fields of Gettysburg and Chattanooga the sum of nine thousand five hundred and four dollars, for the payment of the engineer and secretary and necessary employees and for such other expenses as may be required for the work of the said commission including actual and

necessary traveling and other contingent expenses incurred by the said commissioners in the discharge of their duties and for compensation for their services, as provided for in section six of chapter three hundred and seventy-one of the laws of eighteen hundred and ninety-four and the provisions of chapter two hundred and sixty-nine of the laws of eighteen hundred and eighty-seven.

For the town of Romulus, Seneca county, to reimburse said town for expenses incurred in maintaining a quarantine of the Willard State Hospital and the village of Willard in said town against infection from diphtheria during its prevalence at the Willard State Hospital in the year eighteen hundred and ninety-nine, five hundred and twenty-five dollars, or so much thereof as may be necessary.

The sum of four hundred and eighteen dollars and fifty cents, being the unexpended balance of appropriation made by chapter two hundred and three of the laws of eighteen hundred and ninety, and reappropriated by chapter ninety-five, laws of eighteen hundred and ninety-eight, for expenses of the commissioners for the promotion of uniformity of legislation, is hereby reappropriated to be paid pursuant to the requirements of the laws above referred to.

For the armory commission for repairs and betterments to the Forty-third Separate Company armory at Olean, ten thousand two hundred seventy-seven dollars and fifty-five cents.

For the payment of the claim of the Utica Electric Light and Power Company for organization tax erroneously paid to the state of New York under the corporation tax law, on June twenty-seventh, eighteen hundred and ninety-nine, nine hundred and seventy-five dollars.

For the state commerce commission, appointed pursuant to chapter six hundred and forty-four of the laws of eighteen hundred and ninety-eight, as amended by chapter four hundred and ninety-four, laws of eighteen hundred and ninety-nine, for balance due for expenses of said commission, including compensation of counsel and secretary, four thousand six hundred and twenty-two dollars and forty-two cents.

For the town of Red House, Cattaraugus county, the sum of two hundred and fifty dollars, or so much thereof as may be necessary, for moneys expended by said town for the cost and expenses of treatment for rabies, at the Pasteur Institute of the city of New York, of one Paul H. Mould a minor poor person.

For salary of superintendent of Onondaga salt springs as provided by chapter twenty-seven, laws of eighteen hundred and ninety-eight, fifteen hundred dollars.

For the electors of president and vice-president, and for special messengers, and for compensation and expenses, the sum of two thousand dollars, or so much thereof as may be necessary.

For the Jerome Park Villa Site and Improvement Company, being the amount paid into the treasury of the state by said company, on account of the corporation tax and to be refunded pursuant to a judgment and order of the supreme court May twenty-nine, eighteen hundred and ninety-nine, three thousand two hundred and seventeen dollars and fifty cents, or so much thereof as may be necessary, the same to be audited by the comptroller.

For John E. McCormick for services and expenses in expert engineering on steam heating, ventilating and power plants for the several state buildings, under the direction of the state architect, fifteen hundred eight dollars and eighty-six cents, to be paid on the certificate of the state architect.

For the widow of the late George H. Birchall, chief of the bureau of canal affairs in the state comptroller's office, for salary of her deceased husband, who served the state for thirty-three years, the sum of twenty-eight hundred dollars.

To the E. G. Bernard Company for refund of taxes paid from November first eighteen hundred ninety-three to October thirty-first eighteen hundred ninety-seven, one hundred and eight dollars.

For the clerk of the appellate division at Rochester for a typewriter machine one hundred and twenty-five dollars, or so much thereof as may be necessary.

For the faculty of the medical department of the university of Buffalo, for the equipment and maintenance of a laboratory to be devoted to an investigation into the causes, nature, mortality rate and treatment of cancer; and the salaries of officials of the same, fifteen thousand dollars; same to be paid upon vouchers officially signed by the director of said laboratory, or, in his absence, by the secretary and treasurer of the faculty, and the medical faculty of said department of said university shall report to the next legislature its expenditures and the results achieved under this and all former appropriations for this purpose.

For the purchase by the state of the premises in Poughkeepsie occupied as the executive mansion by Governor George Clinton, the sum of five thousand dollars, or so much thereof as may be necessary, title to be approved by the attorney general.

For necessary repairs of the Grant cottage on Mount McGregor for the care and improvement of the grounds surrounding the same, and for repairs of the driveway leading thereto, the sum of one hundred and fifty dollars, or so much thereof as may be necessary.

For Mrs. Charles S. Hoyt, widow of the late Doctor Charles S. Hoyt, who served the state faithfully for thirty-two years, dur-

ing thirty of which he was secretary of the state board of charities and who died December thirteenth eighteen hundred ninety-eight while superintendent of the state and alien poor, two thousand six hundred and twenty-five dollars, an amount equal to that portion of his annual compensation which would have been paid for his services to the close of the fiscal year, September thirtieth eighteen hundred and ninety-nine, had he continued to live to that date.

For Marshall M. France for extraordinary clerical work in the office of the state board of tax commissioners, three hundred dollars.

For repairs to be made to the monument on the Oriskany battlefield, and to the Steuben monument in the county of Oneida, under the direction of the Oneida Historical Society of Utica, New York, the sum of fifteen hundred dollars or so much thereof as may be necessary.

For Eugene Lamb Richards in full payment for professional services in the case of the people of the state of New York against Edward V. Loew and others, twenty-five hundred dollars.

For the stenographer of the finance committee of the senate, seven hundred dollars.

The sum of four hundred and thirty dollars, being the unexpended balance, of an appropriation of twenty-three hundred dollars made by chapter nine hundred and thirty-two of the laws of eighteen hundred and ninety-five, for the repairs and betterments of the state armory at Jamestown, is hereby reappropriated for such purpose.

For the publishers of the appellate division reports, to reimburse them for furnishing volumes of such reports to the county judges of the state, pursuant to section two hundred and fifty of the code of civil procedure, as amended by chapter two hundred and seventy-eight of the laws of eighteen hundred and ninety-nine, twenty-four hundred dollars, or such part thereof as shall represent the volumes furnished under said section by such publishers, from the time said act went into effect until the first day of December, nineteen hundred, at the rate of two dollars per volume.

For the Argus Company for the publication of three thousand sets of the debates of the constitutional convention of eighteen hundred ninety-four, together with the indices therefor, twenty-three thousand dollars; the same to be published under the certificate of the clerk of said convention approving the form thereof; five hundred sets of said debates and indices shall be for the members of the senate for the year nineteen hundred, to be delivered to the clerk of the senate; one thousand sets for the members of the assembly for the year nineteen hundred,

to be delivered to the clerk of the assembly; eight hundred sets for the state officers and members of the constitutional convention of eighteen hundred ninety-four, to be delivered to the secretary of state, and seven hundred copies for distribution to the libraries of the state, to be delivered to the superintendent of public instruction. No portion of the appropriation herein made shall be available until all contracts made under chapter eight of the laws of eighteen hundred ninety-three have been cancelled and fully released, and full payment therefor acknowledged to the satisfaction of the comptroller and the attorney general.

STATE FAIR COMMISSION.

For the state fair commission, for payment of the principal on a bond secured by mortgage on the real property of the state in the town of Geddes, Onondaga county, conveyed to the state by the New York State Agricultural Society, by deed dated July twenty-eighth, eighteen hundred and ninety-nine, fifty thousand dollars; for the payment of interest on such bond and mortgage to June first, nineteen hundred, one thousand five hundred dollars; for purchasing in behalf of the state a reversionary interest in such property, ten thousand dollars; for the liquidation of outstanding notes and accounts against the New York State Agricultural Society, not secured by mortgage, nine thousand eight hundred and seven dollars and forty-seven cents, of which sum four thousand eight hundred and eighty-six dollars and thirty-three cents is the unexpended balance of the sum of thirty-five thousand dollars appropriated to the New York State Agricultural Society by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, which sum is hereby reappropriated for the above purpose, and the further sum of four thousand nine hundred and twenty-one dollars and fourteen cents which is hereby appropriated for the same purpose; for the promotion of agriculture by the distribution of premiums at the state fair, twenty-two thousand dollars; and for improvements, maintenance and general expenses incurred by the commission pursuant to article ten of the agricultural law, thirty-three thousand five hundred and seventy-eight dollars and eighty-six cents. The sums hereby appropriated shall be paid on the certificate of the chairman of the state fair commission, or of a majority of said commission. No part of the money appropriated to the state fair commission by this act shall be available until the Syracuse Land Company, and every person or corporation claiming by, under or through such company, has conveyed to the state of New York, for a sum not exceeding ten thousand dollars, by deed approved by the attorney-general, all

interests, equities, rights and reservations in, to or upon the real property in the town of Geddes, Onondaga county, heretofore conveyed to the state of New York by the New York State Agricultural Society by deed dated July twenty-eighth, eighteen hundred and ninety-nine.

SPECIAL.

For the payment of sundry expenses of the government to the close of the current fiscal year, heretofore included in the supply bill, and which are hereafter to be provided for in the general appropriation act, for the support of the government.

COMPTROLLER.

For the comptroller seven hundred and fifty dollars; for the deputy comptroller seven hundred and fifty dollars and for the second deputy comptroller five hundred and sixty-two dollars and fifty cents, for expenses and disbursements incurred by them respectively from January first to September thirtieth, nineteen hundred, which several sums shall be allowed to each in lieu of and in full for expenses.

For the comptroller, for compensation of employees and for expense in enforcing the provisions of chapter five hundred and forty-six of the laws of eighteen hundred and ninety-six, providing for the monthly estimate of expenditures and the rendering of accounts of state charitable and reformatory institutions, other than state prisons and state hospitals for the insane, to the thirtieth of September, nineteen hundred, the sum of nine thousand dollars, or so much thereof as may be necessary.

For the comptroller, for compensation of persons employed by him in the collection of corporation and inheritance taxes and for expenses incurred therefor and for expenses of examinations and investigations, for the purposes of taxation, under chapter nine hundred and eight of the laws of eighteen hundred and ninety-six, and the acts amendatory thereof, to the thirtieth of September, nineteen hundred, fifteen thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for the justices of the supreme court, for salaries and expenses for the fiscal year ending September thirtieth, nineteen hundred, forty-one thousand dollars, or so much thereof as may be necessary.

For compensation of confidential clerks to resident trial justices of the supreme court, in the eighth judicial district, from April first to September thirtieth, eighteen hundred and ninety-nine, to be refunded to the treasury pursuant to chapter one hun-

dred and six of the laws of eighteen hundred and ninety-nine, thirteen hundred dollars, or so much thereof as may be necessary.

For the justices of the supreme court serving as associate judges of the court of appeals for salaries and expenses from January first, nineteen hundred, to October first, nineteen hundred, the sum of thirty thousand eight hundred and twenty-five dollars. And it is further provided that said justices during their service as associate judges of the court of appeals shall be paid the same salary and expenses as is now provided by law for the associate judges of the said court.

For compensation of the confidential clerks of justices of the supreme court serving as associate judges of the court of appeals, for salaries from January first nineteen hundred to October first nineteen hundred, twenty-seven hundred dollars, or so much thereof as may be necessary.

For the comptroller, for the services of an extra clerk and a stenographer to the close of the fiscal year, fifteen hundred dollars, or so much thereof as may be necessary.

For deficiency in salary of the lay commissioner in lunacy, whose increase in salary was approved by the governor, secretary of state and comptroller from January fifteenth to September thirtieth, nineteen hundred, one thousand sixty-two dollars and fifty cents.

PAYABLE FROM THE FREE SCHOOL FUND.

For the state superintendent of public instruction for deficiency in the appropriation for the American Museum of Natural History in the city of New York, for continuing the instruction of natural history, geography and kindred subjects in the several state normal schools, the normal college of the city of New York, the training schools for teachers in the city of New York, the teachers institutes in the counties of the state, and to the teachers in the common schools of the city of New York and vicinity as per contract entered into between the state superintendent of public instruction and the American Museum of Natural History, of the city of New York as authorized by chapter ninety-seven of the laws of eighteen hundred ninety-seven, and for complying with the provisions of chapter four hundred eighty-nine of the laws of eighteen hundred ninety-nine extending such instruction to the cities and villages of the state that have or may have a local superintendent of schools, the sum of twelve thousand six hundred sixty-six dollars and sixty-six cents, or so much thereof as may be necessary, being the amount necessary to fulfill existing contracts with such museum for a period of four months until the close of the present fiscal year,

occasioned by the transferring of the appropriation for this purpose from the annual supply to the annual appropriation bill.

For the state superintendent of public instruction for the maintenance of summer institutes in accordance with the provisions of the consolidated school law, the sum of ten thousand dollars, or so much thereof as may be necessary.

RAILROAD COMMISSION.

For the board of railroad commissioners for an electrical expert and his necessary traveling expenses, and for the purchase of law and statistical books, the sum of two thousand two hundred and thirty dollars or so much thereof as may be necessary, this amount to be paid by the comptroller upon the requisition of the board of railroad commissioners, and to be refunded to the treasury by the several corporations owning or operating railroads in this state, in such manner and proportion as is prescribed by law.

CORNELL UNIVERSITY.

For Cornell University, for the promotion of agricultural knowledge throughout the state, provided by chapter four hundred and thirty of the laws of eighteen hundred and ninety-nine, for expenses to the close of the present fiscal year, ten thousand dollars, or so much thereof as may be necessary.

BANKING DEPARTMENT.

For the payment of twenty-one examiners for the examination of corporations and individual bankers, pursuant to the provisions of the banking law, sixteen thousand dollars, or so much thereof as may be necessary, which shall be assessed and collected from the corporations and individual bankers according to the amount charged for the examination of each, and refunded to the state treasurer.

For the superintendent of banks for the purpose of paying contingent expenses of his department, one thousand dollars.

OFFICE OF THE ATTORNEY-GENERAL.

For a bureau to enforce the provisions of the law relative to the taxation of corporate franchises, four thousand five hundred dollars, to be expended as follows: for the deputy, two thousand dollars; clerk, one thousand dollars, stenographer, five hundred dollars, and expenses, one thousand dollars, or so much thereof as may be necessary.

SUPERINTENDENT OF PUBLIC WORKS.

For the superintendent of public works the sum of eight hundred and thirty-three dollars and thirty-two cents for travelling expenses and disbursements incurred by him to September thirtieth, nineteen hundred.

CIVIL SERVICE COMMISSION.

For deficiency in appropriation for salaries of commissioners to September thirtieth, nineteen hundred, pursuant to chapter sixty-six, laws of nineteen hundred, seventeen hundred and fifty dollars, or so much thereof as may be necessary.

INSURANCE DEPARTMENT.

For the examination of insurance companies by direction of the superintendent of insurance, to be made in his discretion and to be collected from and refunded to the treasury by the companies so examined as provided by law, ten thousand dollars or so much thereof as may be necessary.

STATE ARCHITECT.

The sum of two thousand five hundred dollars heretofore appropriated by chapter five hundred and seventy of the laws of eighteen hundred and ninety-nine for the office expenses of the state architect is hereby reappropriated together with the sum of five hundred dollars additional for the payment of six months' salaries of three additional expert engineers.

FACTORY INSPECTOR.

For the state factory inspector, to meet the actual and necessary expenses of extra clerical help, extra traveling and other expenses incurred through the appointment of additional deputy inspectors, additional printing, postage, expressage, office supplies and furniture, to October first, nineteen hundred, the sum of seven thousand five hundred dollars, or so much thereof as may be necessary.

COMMISSIONER OF AGRICULTURE.

For the commissioner of agriculture for clerks, chemists, agents and other employees for salaries and for expenses and for the continuance of the work of his department to the close of the fiscal year the sum of thirty thousand dollars, or so much thereof as may be necessary.

To the commissioner of agriculture the sum of six hundred and twenty-five dollars, in lieu of and in full for all traveling and other expenses of himself and of the assistant commissioner located at Albany incurred by either of them in the discharge of their official duties, payable in equal monthly installments.

COURT OF CLAIMS.

For the necessary expenses of the judges of the court of claims while in the discharge of their official duties, between April first and October first nineteen hundred, including all expenses while attending sessions of the court, six hundred dollars.

LAND OFFICE.

For deficiency in appropriation for assessments and other expenses of the public lands, and for payment of state appraisers, one thousand five hundred dollars.

UNIVERSITY OF THE STATE OF NEW YORK.

HOME EDUCATION.

For deficiency caused by increase in number of public libraries conforming to the law entitling them to share in the apportionment of library money by the regents for the benefit of free libraries and for traveling libraries and necessary expenses in accordance with sections fourteen, twenty-seven and fifty, chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-two, thirty thousand dollars, or so much thereof as may be necessary.

COLLEGE AND HIGH SCHOOL DEPARTMENT.

For deficiency in the general examinations appropriation caused by increase in number of schools and students, twenty-eight thousand dollars or so much thereof as may be necessary, from which sum shall be paid such balance as shall be found due to the Brandow Printing Company on account of the printing of examination papers.

STATE LIBRARY.

For care and cleaning of the rooms of the state library, regents' office, college and high school and home education departments, and other rooms occupied by the University of the State of New York in the basement and on the first, third, fourth, fifth, sixth and seventh floors of the capitol; and for janitor,

watchman, porters, running two elevators, labor of cleaning and handling books, and for necessary repairs, fittings and supplies to be paid on vouchers duly authenticated by the regents twelve thousand five hundred dollars, or so much thereof as may be necessary to meet deficiencies and to continue the work to October first, nineteen hundred.

For deficiency in general appropriation caused by increase in number of rooms occupied and in number of readers, borrowers and in books added and catalogued, for extra expenses for keeping open evenings and holidays, eleven thousand five hundred twenty-five dollars and seventy-nine cents, or so much thereof as may be necessary.

For serials, binding and repairs of books, two thousand five hundred dollars.

STATE BOARD OF CHARITIES.

For deficiency in the appropriation for the fiscal year beginning October first, eighteen hundred and ninety-nine, for the support, care and removal of state, alien and Indian poor, pursuant to the provisions of chapter five hundred and forty-nine of the laws of eighteen hundred and eighty, chapter two hundred and twenty-five of the laws of eighteen hundred and ninety-six and chapter five hundred and forty-six of the laws of eighteen hundred and ninety-six, eight thousand dollars, or so much thereof as may be necessary.

No manager, trustee or other officer of any state, charitable or other institution receiving moneys under this act from the state treasury for maintenance and support shall be individually interested in any purchase, sale or contract made by any officer for any of said institutions.

All charitable institutions, reformatories, houses of refuge and the state industrial school, receiving moneys under this act, shall file with the comptroller on or before the twentieth of October of each year, a certified inventory of all articles of maintenance on hand at the close of the preceding fiscal year, naming in such inventory the kind and amount of such articles of maintenance.

The comptroller is hereby authorized and empowered to devise a form of accounts to be observed in every state charitable institution, reformatory, house of refuge, state industrial school, or department receiving moneys under this act, which shall be accepted and followed by such institutions and departments after thirty days' notice thereof has been submitted to them by the comptroller, and such form of accounts shall include such a uniform method of bookkeeping, filing and rendering of accounts as may insure a uniform method of purchase of like articles

whether by weight, measure or otherwise, as the interest of the public service requires. Such form shall also include a uniform rate of allowance in reporting in such institutions and departments, the amount in value of all produce and other articles of maintenance raised upon lands of the state, and which may enter into the maintenance of such institutions or departments.

It shall be the duty of the clerk or bookkeeper in each state charitable institution, reformatory, house of refuge, state industrial school or any state department receiving moneys under this act, to receive and examine all articles purchased by the proper officer or received for the maintenance thereof, to compare them with the bill therefor, to ascertain whether they correspond in weight, quantity and quality, and to inspect the supplies thus received; and the said clerk or bookkeeper shall also enter each bill of goods thus received in the book of the institution or department in which he is employed at the time of the receipt of the articles; and if any discrepancy is found between such bill and the articles received, he shall make a note thereof, whether it be in weight, quality or quantity, and no goods or other articles of purchase, or farm or garden products of lands of the institution, shall be received unless an entry thereof be made in the book of accounts of the institution, with the proper bill, invoice or mention, according to the form of account and record prescribed by the comptroller.

In accounts for repairs or new work not done under contract provided for in this act the name of each workman, the number of days he is employed, and the rate and amount of wages paid to him shall be given. If contracts are made for repairs or new work, or for supplies, duplicates thereof, with specifications, shall be filed with the comptroller.

Moneys herein appropriated for the repair, improving, furnishing or building of state institutions or for the purchase or improvement of the grounds or for labor, salaries or maintenance shall only be advanced to the several boards of managers of state institutions as the work progresses or the purchase is made and upon bills duly certified, rendered and audited.

§ 2. This act shall take effect immediately.

FRANK W. HIGGINS,

J. RAINES,

THOS. F. GRADY,

Conferees on part of Senate.

J. P. ALLDS,

OTTO KELSEY,

T. M. COSTELLO,

J. F. BARNES,

GEORGE T. KELLY,

Conferees on part of Assembly.

Which report was agreed to, and said bill ordered printed and restored to its place on the order of third reading.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 1135, entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to William J. Chamberlain compensation for services actually rendered to the city of New York in the city magistrates' court in the year 1899, from the first day of July to the 10th day of December" (Rec. No. 57), for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution relative to printing 10,000 additional copies of the report of the New York State Agricultural Society, with a message that they have concurred in the passage of the same.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same, without amendment:

"An act to amend the Code of Civil Procedure in relation to the salary of stenographers in Rensselaer county." (No. 2343, Int. No. 1516.)

"An act to incorporate the 'American Institute of Music' in the city of New York." (No. 2441, Int. No. 1591.)

"An act to amend the Religious Corporations Law." (No. 2017, Int. No. 1499.)

"An act to amend the Code of Civil Procedure, in relation to the service of notice of sale in foreclosure by advertisement." (No. 2135, Int. No. 1568.)

"An act to amend section 3063 of the Code of Civil Procedure, relating to appeals to the Appellate Court." (No. 2345, Int. No. 1575.)

"An act to annex certain portions of the town of Lansingburgh in the county of Rensselaer to the town of Schaghticoke." (No. 2210, Int. No. 1401.)

"An act to amend subdivision 10 of section 4 of chapter 39 of the general laws known as the Railroad Law relative to mortgages of railroad corporations." (No. 2126, Int. No. 1558.)

"An act to provide for the completion of the State Armory at Whitehall, New York, and making an appropriation therefor." (No. 2336, Int. No. 881.)

"An act to correct, identify and establish the boundary lines of the village of Canton." (No. 2309, Int. No. 1174.)

"An act to amend section 261 of chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' as amended by chapter 581 of the Laws of 1899." (No. 1986, Int. No. 1477.)

"An act conferring upon the Court of Claims, jurisdiction to hear, audit and allow the alleged claim of Mary Ann Nice and Mary N. Hinkley composing the firm of Nice and Hinkley, against the State of New York." (No. 2040, Int. No. 1510.)

"An act to authorize the common council of the city of Auburn to remove the dead bodies from a portion of the North Street cemetery in the Sixth ward of said city and to sell and convey that portion or convert it into a public park and to provide for the necessary expenses therefor." (No. 1942, Int. No. 1464.)

"An act to amend the Village Law, in relation to the borrowing of money for the payment of judgments." (No. 1979, Int. No. 1470.)

"An act to authorize the construction of a new iron bridge with double driveways and sidewalks over the Erie canal at South George street, in the city of Rome, and reappropriating the amounts appropriated therefor by chapter 625 of the Laws of 1898 and chapter 572 of the Laws of 1899." (No. 1705, Int. No. 1322.)

"An act authorizing the establishment of water districts in towns." (No. 1792, Int. No. 1385.)

"An act to repeal section 57 of the Poor Law." (No. 1452, Int. No. 1183.)

"An act fixing the terms of town officers in the county of Westchester, ratifying the act of the board of supervisors fixing the time of the biennial town meetings and providing for the appointment of inspectors of election in such county." (No. 1972, Int. No. 1141.)

"An act reappropriating the unexpended balance of the former appropriation for the improvement of the channels of certain streams in the town of Mamakating, Sullivan county." (No. 1264, Int. No. 1046.)

"An act to incorporate the Esperance Union Anti-Horse Thief Society." (No. 1446, Int. No. 1177.)

"An act to amend the Business Corporations Law relative to the development and improvement of real property." (No. 1064, Int. No. 719.)

"An act making an appropriation for rebuilding, repairing and refurnishing the buildings recently damaged by fire at Sing Sing prison, and for other improvements thereat." (No. 1026, Int. No. 876.)

"An act to provide for the erection of a monument to the memory of Colonel Christopher Greene, Major Ebenezer Flagg, Lieutenant Abraham Dyckman, and other Revolutionary soldiers in the town of Yorktown, county of Westchester." (No. 860, Int. No. 748.)

"An act to amend section 3314 of the Code of Civil Procedure relative to fees of jurors." (No. 1118, Int. No. 332.)

"An act to amend section 103 of the Railroad Law, in relation to abandonment of part of route." (No. 2084, Int. No. 667.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of the city of Utica against the State, for local assessments and improvements upon the State lands in said city in the years 1891, 1892 and 1893, alleged to be due said city from the State, and to render judgment therefor." (No. 81, Int. No. 81.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against William C. Scholes, a policeman of the first grade, for reappointment in said department." (No. 2307, Int. No. 729.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Thomas Cassidy, a policeman of the first grade for reappointment in said department." (No. 2202, Int. No. 568.)

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against John J.

Meagher, formerly a patrolman in the police department of said city, and to reappoint him in said department.” (No. 2208, Int. No. 1227.)

“An act to enable the police commissioners of the city of New York to rehear and determine the charges against Michael J. Clifford, a policeman of the first grade, for reinstatement, in said department.” (No. 2032, Int. No. 728.)

“An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons, compensation for services actually rendered to the city of New York in the City Magistrate’s Court in the year 1898.” (No. 2036, Int. No. 1506.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

“An act to amend chapter 760 of the Laws of 1897, entitled ‘An act to revise the charter of the city of Watertown.’” (No. 2259, Int. No. 1638.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watertown.

“An act to amend chapter 635 of the Laws of 1895, entitled ‘An act to revise the charter of the city of Yonkers,’ relative to the appointive officers of said city.” (No. 1769, Int. No. 1106.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

“An act to amend an act entitled ‘An act to amend and consolidate the several acts relative to the city of Schenectady passed April 21, 1862, as amended by chapter 190 of the Laws of 1893 and other acts.’” (No. 2435, Int. No. 1714.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

“An act to amend chapter 416 of the Laws of 1893, entitled ‘An act in relation to the city court of Yonkers.’” (No. 1967, Int. No. 1288.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

“An act to amend chapter 193 of the Laws of 1888, entitled ‘An act to authorize the selection, location and acquiring of certain grounds for public parks and parkways in and near the city

of Rochester, and to provide for the maintenance and embellishment thereof." (No. 1512, Int. No. 1229.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rochester.

"An act to amend chapter 635 of the Laws of 1895, entitled 'An act to revise the charter of the city of Yonkers.' " (No. 1968, Int. No. 1290.)

"An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers.' " (No. 1639, Int. No. 1289.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Yonkers.

"An act to authorize the police board of the city of New York to inquire into the dismissal from the police force of James Fitzgibbons, a patrolman, and in its discretion to restate him." (No. 1799, Int. No. 1394.)

"An act to legalize the acts of commissioners of deeds of the city of New York whose certificates of acknowledgment or proof were not authenticated by the clerk of said city." (No. 1642, Int. No. 1292.)

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York ' as amended by chapter 757 of the Laws of 1894, relating to clerks and interpreters of courts as amended by chapter 172 of the Laws of 1898 relating to attendants of courts." (No. 1198, Int. No. 269.)

"An act to produce equality of taxation in the borough of Queens city of New York in respect to the taxes in said borough for the years 1898 and 1899." (No. 1935, Int. No. 1457.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to provide for a police pension fund for the police force of the city of Yonkers." (No. 1498, Int. No. 1214.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and also authorizing the comptroller of the city of New York to pay to certain persons,

compensation for services actually rendered to the city of New York in the department of education in the year 1899, pending the preparation of municipal civil service eligible lists for the position of inspector of school supplies in said department." (No. 1332, Int. No. 1092.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 615 of the Laws of 1894, entitled 'An act to revise the charter of the city of Elmira,' relative to compensation of city chamberlain." (No. 841, Int. No. 740.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

"An act to amend chapter 386 of the Laws of 1888, entitled 'An act to authorize the city of Yonkers to issue bonds for the purpose of raising money to construct bridges over water courses in said city.'" (No. 1499, Int. No. 1215.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Yonkers.

"An act to repeal chapter 289 of the Laws of 1889, entitled 'An act to provide for the revision and consolidation of certain of the general statutes of this State;' chapter 313 of the Laws of 1890, entitled 'An act making an appropriation for continuing the work of the commissioners of statutory revision;' and chapter 1036 of the Laws of 1895, entitled 'An act authorizing the appointment of three members of the bar to examine and report upon a revision of the Code of Civil Procedure;' and to abolish the offices heretofore known as commissioners of statutory revision and the commissioners of code revision; also to amend section 3 of 'The Executive Law' in relation to the appointment of a counsel to the Governor." (No. 2431, Senate reprint No. 1486, Int. No. 1715.)

"An act to amend chapter 543 of the Laws of 1893 relative to the equipment of freight trains with air brakes." (No. 1474, Int. No. 635.)

"An act to authorize the trustees of the village of Clyde to levy, and collect a tax for the purpose of paying the existing indebtedness of said village." (No. 2448, Int. No. 1721.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 1314) entitled "An act to annex to the city of Troy certain portions of the towns of North

Greenbush, Brunswick and Lansingburgh, including the village of Lansingburgh, and to increase the number of wards in said city, and to make certain provisions incident thereto" (Int. No. 699), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the common council, the legislative body of the city of Troy thereto, the same having been duly accepted by the mayor of said city?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 183) entitled "An act to amend section 1528 of the Greater New York charter in relation to the printing of lists of officials in the city record" (Int. No. 183), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 771) entitled "An act to amend chapter 7 of the Laws of 1846, entitled 'An act in relation to common schools in the city of Utica,' relative to the issue of bonds for school purposes" (Int. No. 488), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, not having been returned by the mayor of the city of Utica within the time prescribed by the constitution?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 2276) entitled "An act to amend an act relative to the water works department of the city of Troy, and to provide for an increased supply of water in the said city, being chapter 576 of the Laws of 1893, as amended" (Int. No. 1515), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the common council, the legislative body of the city of Troy thereto, the same having been

duly accepted by the mayor of said city?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 769) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to audit and allow the interest on assessments to the owners and persons interested in the land assessed by said city within the lines of assessment for the paving and grading of Logan street, Berriman street, Richmond street, Ashford street, Vermont street, Hinsdale street, Snediker avenue, Sackman street, Market street, Belmont avenue, Miller avenue, Essex street and Sutter avenue under chapter 310 of the Laws of 1892 all in the borough of Brooklyn, city of New York" (Int. No. 284), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 955) entitled "An act to amend the Greater New York charter, in relation to the assessment of pumping stations and buildings in the county of Nassau" (Int. No. 280), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1216) entitled "An act for the relief of the taxpayers of the thirty-second ward of the borough of Brooklyn, in the city of New York, providing for a field survey of said ward of the said city" (Int. No. 1020), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in

the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 2068) entitled "An act to amend section 471 of the Greater New York charter in relation to the restriction on the power of the commissioner of water supply to contract for the supplying or selling of water for public or private use or consumption" (Int. No. 181), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 979, Senate reprint No. 940) entitled "An act to amend section 1212 of chapter 378 of the Laws of 1897, known as the Greater New York charter, in relation to offensive trades in the borough of Brooklyn" (Int. No. 22), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1196) entitled "An act to establish the exterior pier head lines adjacent to the shores of the port of New York, in the borough of Brooklyn, city of New York" (Int. No. 132), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor of the city of New York thereto?" and it was decided in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1533, Senate reprint No. 1219) entitled "An act to amend chapter 425 of the Laws of 1896, entitled 'An act to amend the charter of the city of Poughkeepsie'" (Int. No. 972), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law,

notwithstanding the objections of the mayor and the common council, the legislative body of the city of Poughkeepsie thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof, three-fifths being present.

A communication was received from the Honorable Conrad Diehl, mayor of the city of Buffalo, returning the bill (No. 2086), entitled "An act making Massachusetts avenue, in the city of Buffalo, a park approach" (Int. No. 700), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Honorable Conrad Diehl, mayor of the city of Buffalo, returning the bill (No. 1790), entitled "An act to amend chapter 105 of the Laws of the year 1891, entitled 'An act to revise the charter of the city of Buffalo,' in relation to the police justice" (Int. No. 1383), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Honorable Hadley Jones, mayor of the city of Little Falls, returning the bill (No. 2288), entitled "An act to authorize the city of Little Falls, to complete the improvement and extension of its water works system, and to issue additional bonds for that purpose" (Int. No. 1655), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Speaker presented the annual report of the State Superintendent of Public Instruction, which was laid upon the table and ordered printed.

(See Document.)

Also, Twenty-eighth annual report of Le Couteulx St. Mary's Institution for Improved Instruction of Deaf Mutes, which was laid upon the table and ordered printed.

(See Document.)

Also, the thirteenth annual report of the Mohawk and Hudson River Humane Society, which was laid upon the table and ordered printed.

(See Document.)

Also, report of the Commissioners of Statutory Revision, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Commissioners for the Promotion of uniformity of Legislation in the United States, which was laid upon the table and ordered printed.

(See Document.)

Also, the report of the Health Officer of the Port of New York, which was laid upon the table and ordered printed.

(See Document.)

By unanimous consent,

Mr. Fallows introduced a bill entitled "An act to amend the Greater New York Charter" (Int. No. 1734), which was read the first time and referred to the committee on affairs of cities.

Mr. Rodenbeck offered for the consideration of the House, a resolution in the words following:

Resolved, That the special committee of the Assembly heretofore appointed to consider the various bills prepared by the Statutory Revision Commission, now pending before the Legislature be continued.

Such committee shall have power to sit while the Legislature is not in session, to employ counsel, a clerk and a stenographer and such assistance, and incur such disbursements as it shall find necessary and shall report to the next Legislature. Its total expenses shall not exceed the sum of \$10,000.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 149 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Meister	Sawyer
Ahern	Dusinbery	Hawkins	Metcalfe	Scanlon
Allds	Egan	Henry	Metzler	Sharkey

Apgar	Ellis	Herrick	Miller	Seims
Axtell	Everett	Hill	Minton	Slater
Babcock	Fallows	Hitchcock	Morgan	Sloane
Baker	Fancher	Holsten	Morris	Smith, A R
Barnes	Farrell	Honeck	O'Connell	Smith, J E
Baum	Fish	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fiske	Hyman, S F	Patton	Smith, J T
Beede	Fitzger'd J B	Irwin	Phillips	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phipps	Snyder, T
Brennan	Fordyce	Juengst	Plank	Stevens
Bryan	Fowler	Kelley, E E	Platt	Stewart
Burnett	Frisbie	Kelly, G T	Post	Streifler
Cain	Galbraith	Kelsey	Poth	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullvan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geohan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wheeler
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney, W F	Harburger	McInerney	Sage	Wissel
Demarest	Harris	McKeown	Sanders	Witter
Dillon	Hasenflug	McMillan	Sands	

Mr. Hill offered for the consideration of the House, a resolution in the words following:

Resolved, That the sergeant at-arms of the Assembly be instructed and authorized to take charge and perform all necessary duties required by any committee of the Assembly that shall conduct any investigation or examination authorized by the Assembly to be performed by said committees during recess.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hasenflug	McMillan	Sands
Ahern	Dusinbery	Hatch	Meister	Sawyer
Allds	Egan	Hawkins	Metcalfe	Sharkey
Apgar	Ellis	Henry	Metzler	Siems
Axtell	Everett	Herrick	Miller	Slater
Babcock	Fallows	Hill	Minton	Sloane
Baker	Fancher	Holsten	Morgan	Smith, A R
Barnes	Farrell	Honeck	Morris	Smith, J E
Baum	Fish	Hyman, A Z	O'Connell	Smith, J L
Bedell	Fiske	Hyman, S F	O'Connor	Smith J T
Beede	Fitzger'd J B	Irwin	Patton	Snyder, R A
Bradley	Fitzger'd J J	Johnson	Phillips	Snyder, T
Brennan	Fordyce	Juengst	Phipps	Stevens
Bryan	Fowler	Kelley, E E	Plank	Stewart
Burnett	Frisbie	Kelly, G T	Platt	Streifler
Cain	Galbraith	Kelsey	Post	Sullivan, T P
Cohn	Gale	Kittell	Price	Sullivan, W J
Conger	Gardiner, R	Knipp	Prince	Swift
Cook	Gardner, C J	Larzelere	Remsen	Trainor
Cooley	Geoghan	Lewis, M E	Rierdon	Treat
Costello	Gleason	Lewis, T D	Roberts	Tripp
Cotton	Graham	Litchard	Roche	Waite
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	Wheeler
De Graw	Hallock	McCreary	Russell	West
Delaney, J T	Halpin	McEwan	Ryttenberg	Wilson
Delaney W F	Harburger	McInerney	Sage	Wissel
Dillon	Harris	McKeown	Sanders	Witter

Mr. Axtell offered for the consideration of the House, a resolution in the words following:

Resolved, That the Speaker of the Assembly be, and hereby is authorized to appoint seven members of the Assembly, who shall be a special committee of this body with full power and authority to investigate, all and singular, the following subjects, viz.: What shall constitute the proper boundaries of the State park, what lands, if any, now owned by the State outside of the boundaries of said park, should be sold and what additional lands, if any, within its boundaries should be purchased by the State; what additional legislation is required to preserve the

forests and provide for their development and use; also, whether or not the Game and Forest Laws are being violated and, if so, what remedial measures are necessary to secure their proper enforcement. Such committee shall have full power to prosecute its inquiries in every direction necessary to arrive at a full and accurate knowledge of said subject; and to enable it to obtain and report the fact in reference thereto.

Said committee is hereby authorized to employ a clerk and such other employees as it may find necessary, and to incur necessary expenses for committee rooms, traveling and hotel accommodations. It shall have the power to produce the production before it of any books, papers or documentary evidence of any character, to compel the attendance of, and examine any witness. Such production of documents or attendance of witnesses may be required by subpoena, signed by the chairman or acting chairman, of said committee, and served by the person or persons whom he may designate. Any member of said committee may administer the oath to any witness before it, and shall exercise and enjoy all the powers, privileges and authority of a legislative committee with full power to enforce its directions and mandates. Such committee may meet after the adjournment of this Legislature with power to sit outside the city of Albany and shall report to the next Legislature the result of such investigation, with such recommendations and proposed legislation as in its judgment, the public interests require.

The expense of such investigation, not to exceed five thousand dollars, shall be paid out of the appropriation for the contingent expenses of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Herrick	Metzler	Scanlon
Ahern	Ellis	Hill	Miller	Sharkey
Allds	Everett	Hitchcock	Minton	Siems
Apgar	Fancher	Holsten	Morgan	Slater
Axtell	Farrell	Hyman, A	Z Morris	Sloane
Baker	Fish	Hyman, S F	O'Connell	Smith, A R
Barnes	Fiske	Irwin	O'Connor	Smith, J E
Baum	Fitzger'd	J B Johnson	Patton	Smith, J L

Bedell	Fitzger'ld	JJ Juengst	Phillips	Smith, J T
Beede	Fordyce	Kelley, E E	Phipps	Snyder R A
Bradley	Fowler	Kelly, G T	Plank	Snyder T
Brennan	Frisbie	Kelsey	Platt	Stevens
Bryan	Galbraith	Kittell	Post	Stewart
Burnett	Gale	Knipp	Poth	Striefler
Cain	Gardiner, R	Larzelere	Price	Sullivan, T P
Cohn	Gardner C J	Lewis, M E	Prince	Sullivan, W J
Conger	Geoghan	Lewis, T D	Remsen	Swift
Cook	Gleason	Litchard	Rierdon	Trainor
Cooley	Graham	Maher	Roberts	Treat
Costello	Green	Marson	Roche	Tripp
Cotton	Griffith	Martin	Rodenbeck	Waite
Coughtry	Guider	McCreary	Rogers	Walrath
Davis	Hallock	McEwan	Rowe	Weekes
De Graw	Halpin	McInerney	Russell	West
Delaney, J T	Harburger	McKeown	Ryttenberg	Wheeler
Delaney W F	Harris	McMillan	Sanders	Wilson
Demarest	Hasenflug	Meister	Sands	Witter
Doughty	Hatch	Metcalfe	Sawyer	Wissel
Dusinbery	Hawkins			

Mr. Speaker appointed as such committee Messrs. Axtell, Bryan, Fordyce, Hitchcock, T. D. Lewis, Siems and Harburger.

Mr. Trainor offered for the consideration of the House, a resolution in the words following:

Resolved, That Anderson D. Lawrence, Clerk's messenger in charge of pages, be directed to remain for thirty days after the adjournment of the Legislature, to see to the proper shipping of the boxes and other matters for the members, under the direction of the Clerk of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 148 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater
Babcock	Fancher	Holsten	Morris	Sloane

Baker	Farrell	Honeck	O'Connell	Smith A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Irwin	Phillips	Smith, J T
Beede	Fitzger'd J J	Johnson	Phipps	Snyder, R A
Bradley	Fordyce	Juengst	Plank	Snvder, T
Brennan	Fowler	Kelley, E E	Platt	Stevens
Bryan	Frisbie	Kelly, G T	Post	Stewart
Burnett	Galbraith	Kelsey	Poth	Streifler
Cain	Gale	Kittell	Price	Sullivan T P
Cohn	Gardiner, R	Knipp	Prince	Sullivan, W J
Conger	Gardner C J	Larzelere	Remsen	Swift
Cook	Geoghan	Lewis, M E	Rierdon	Trainor
Cooley	Gleason	Lewis, T D	Roberts	Treat
Costello	Graham	Litchard	Roche	Tripp
Cotton	Green	Maher	Rodenbeck	Waite
Coughtry	Griffith	Marson	Rogers	Walrath
Darrison	Gnider	Martin	Rowe	Weekes
Davis	Hallock	McCreary	Russell	West
De Graw	Halpin	McEwan	Ryttenberg	Wheeler
Delaney, J T	Harburger	McInerney	Sage	Wilson
Demarest	Harris	McKeown	Sanders	Wissel
Dillon	Hasenflug	McMillan	Sands	Witter
Doughty	Hatch	Meister		

On request of Mr. Fish, the bill (No. 2425) entitled "An act to provide for the pavement of the approaches to the hoist bridge, over the Erie canal at Peterboro street in the village of Canastota, Madison county, and making an appropriation therefor" (Int. No. 1707), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Martin, the Senate bill (No. 1483) entitled "An act to authorize the town board of Sangerfield, in the county of Oneida, to establish a lamp or lighting district outside the limits of the incorporated village of Waterville therein, and to provide for the lighting of the street and highway in said district" (Rec. No. 72), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Doughty, the Senate bill (No. 476) entitled "An act for the relief of the Woodside Water Company" (Rec.

No. 119), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Knipp, the Senate bill (No. 1423) entitled "An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness" (Rec. No. 429), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. G. T. Kelly, the Senate bill (No. 1332) entitled "An act to amend the Forest, Fish and Game Law, in relation to the use of nets in Jones inlet and adjacent waters" (Rec. No. 371), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rodenbeck, the Senate bill (No. 1400) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James P. Doyle, as administrator of the goods, chattels, credits, etc., of Arthur T. Doyle deceased, against the State of New York, for damages for the death of the said Arthur T. Doyle, deceased" (Rec. No. 406), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Bryan, the Senate bill (No. 1475) entitled "An act authorizing the acquiring of lands in and adjoining the city of Watertown for a public park and creating a park commission for said city" (Rec. No. 447), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 1399) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of William H. Meserve and Alfred W. Street against the State of New York, for damages sustained by them in consequence of the failure to pay to them the salary or salaries for services rendered" (Rec. No. 425), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Rodenbeck, the Senate bill (No. 1449) entitled "An act to amend chapter 381 of the Laws of 1899, entitled 'An act relating to attendants upon the Supreme Court and County

Court, in and for the county of Monroe'” (Rec. No. 439), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fancher, the Senate bill (No. 1478) entitled “An act making appropriations for certain expenses of government and for the payment of extraordinary expenses incurred under the provisions of the Constitution and Executive Law in the conduct of criminal proceedings and investigations in the county of New York” (Rec. No. 448), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1303) entitled “An act to regulate interments in cemeteries in cities of the third class” (Rec. No. 391), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1456) entitled “An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of David H. Justin and Henry A. Justin against the State for damages alleged to have been sustained by them, and to render judgment therefor” (Rec. No. 451), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Fordyce, the Senate bill (No. 1477) entitled “An act making an appropriation for building a guardlock, with retaining works and waste weirs in the Cayuga and Seneca canal and Seneca river, for the purpose of maintaining and regulating the waters of Seneca lake” (Rec. No. 444), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1238) entitled “An act to amend section 235 of the Code of Civil Procedure, relating to the justices of the Supreme Court in the Eighth Judicial District making calendars of cases at issue for trial in the Supreme Court in the county of Erie” (Rec. No. 398), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Allds, the Senate bill (No. 938) entitled “An act to amend section 71 of chapter 20 of the Laws of 1900, known

as the Forest, Fish and Game Law, in relation to the Niagara river "(Rec. No. 192), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 1455) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jacob L. Davis, against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Rec. No. 450), was referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

On request of Mr. Bedell, the Senate bill (No. 1002) entitled "An act to amend the Insanity Law, in relation to treasurer of State hospitals" (Rec. No. 449), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Darrison, the Senate bill (No. 1462) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations, constituting chapter 43 of the general laws,' in respect to Christian associations" (Rec. No. 437), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. Hill, the Senate bill (No. 943) entitled "An act to provide for the organization of the Mather Power Bridge Company, and to permit experiments and the erection of a power bridge for developing the power of Niagara river, at the city of Buffalo, upon plans to be approved by the New York State Engineer and Surveyor, and the United States War Department to protect navigation" (Rec. No. 312), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On request of Mr. T. P. Sullivan, the Senate bill (No. 1205) entitled "An act providing for the acquisition by the city of New York of certain lands and water rights, including land under water, adjacent to and surrounding Ward's Island in the East river, as an addition to the ground of the Manhattan State Hospital" (Rec. No. 401), was referred to the committee on rules for the purpose of making said bill a special order on third reading.

On request of Mr. Weekes, the Senate bill (No. 1005) entitled "An act to exempt The New York Society for the Suppression of Vice, from the operation of the Tax Law, as contained in chapter 908, section 220, of the Laws of New York, 119th session" (Rec. No. 415), was referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

On motion of Mr. Kelsey, the House adjourned to meet to-morrow morning at 9 o'clock.

FRIDAY, APRIL 6, 1900.

The House met pursuant to adjournment.

Prayer by Rev. George N. Karner.

On motion of Mr. Allds, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker, from the committee on rules, to which was referred the following entitled bills, reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading, immediately after the consideration of the special orders on third reading heretofore reported:

"An act to provide for the pavement of the approaches to the hoist bridge over the Erie canal at Peterboro street in the village of Canastota, Madison county, and making an appropriation therefor." (No. 2425, Int. No. 1707.)

Senate, "An act to authorize the town board of Sangerfield, in the county of Oneida, to establish a lamp or lighting district outside the limits of the incorporated village of Waterville therein, and to provide for the lighting of the street and highway in said district." (No. 1483, Rec. No. 72.)

Senate, "An act for the relief of The Woodside Water Company." (No. 476, Rec. No. 119.)

Senate, "An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness." (No. 1423, Rec. No. 429.)

Senate, "An act to amend the Forest, Fish and Game Law, in relation to the use of nets in Jones inlet and adjacent waters." No. 1332, Rec. No. 371.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James P. Doyle, as administrator of the goods, chattels, credits, etc., of Arthur T. Doyle, deceased, against the State of New York, for damages for the death of the said Arthur T. Doyle, deceased." (No. 1400, Rec. No. 406.)

Senate, "An act authorizing the acquiring of lands in and adjoining the city of Watertown for a public park and creating a park commission for said city." (No. 1475, Rec. No. 447.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of William H. Meserve and Alfred W. Street against the State of New York, for damages sustained by them in consequence of the failure to pay to them the salary or salaries for services rendered." (No. 1399, Rec. No. 425.)

Senate, "An act to amend chapter 381 of the Laws of 1899, entitled 'An act relating to attendants upon the Supreme Court and County Court, in and for the county of Monroe.'" (No. 1449, Rec. No. 439.)

Senate, "An act making appropriations for certain expenses of government and for the payment of extraordinary expenses incurred under the provisions of the constitution and executive law in the conduct of criminal proceedings and investigations in the county of New York." (No. 1478, Rec. No. 448.)

Senate, "An act to regulate interments in cemeteries in cities of the third class." (No. 1303, Rec. No. 391.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of David H. Justin and Henry A. Justin against the State for damages alleged to have been sustained by them, and to render judgment therefor." (No. 1456, Rec. No. 451.)

Senate, "An act making an appropriation for building a guard-lock, with retaining works and waste weirs in the Cayuga and Seneca canal and Seneca river, for the purpose of maintaining and regulating the waters of Seneca lake." (No. 1477, Rec. No. 444.)

Senate, "An act to amend section 235 of the Code of Civil Procedure, relating to the justices of the Supreme Court in the Eighth Judicial District making calendars of cases at issue for trial in the Supreme Court in the county of Erie." (No. 1238, Rec. No. 398.)

Senate, "An act to amend section 71 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law, in relation to the Niagara river." (No. 938, Rec. No. 192.)

Senate, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jacob L. Davis against the State for damages alleged to have been sustained by him, and to render judgment therefor." (No. 1455, Rec. No. 450.)

Senate, "An act to amend the Insanity Law, in relation to treasurer of State hospitals." (No. 1002, Rec. No. 449.)

Senate, "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations, constituting chapter 43 of the general laws,' in respect to Christian associations." (No. 1462, Rec. No. 437.)

Senate, "An act to provide for the organization of the Mather Power Bridge Company, and to permit experiments and the erection of a power bridge for developing the power of Niagara river, at the city of Buffalo, upon plans to be approved by the New York State Engineer and Surveyor, and the United States War Department, to protect navigation." (No. 943, Rec. No. 312.)

Senate, "An act providing for the acquisition by the city of New York of certain lands and water rights, including land under water, adjacent to and surrounding Ward's island, in the East river, as an addition to the grounds of the Manhattan State Hospital." (No. 1205, Rec. No. 401.)

Senate, "An act to exempt the New York Society for the Suppression of Vice from the operation of the Tax Law, as contained in chapter 908, section 220, of the Laws of New York, one hundred and nineteenth session." (No. 1005, Rec. No. 415.)

Which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

The Senate sent for concurrence the bill (No. 1482) entitled "An act to enable the police commissioners of the city of New

York to rehear and determine the charges against Charles Flood, a policeman of the first grade, for reinstatement in said department" (Rec. No. 454), which was read the first time and referred to the committee on rules.

Mr. Speaker announced the special order, being the bill (No. 2467) entitled "An act to amend the Insurance Law, relative to the incorporation of life, health and casualty insurance corporations." (Int. No. 1416.)

Said bill having been announced for a second reading,

Mr. McKeown moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2468) entitled "An act to amend the Insurance Law, relative to the valuation of policies." (Int. No. 1417.)

Said bill having been announced for a second reading,

On motion of Mr. Slater, the enacting clause of said bill was stricken out.

Mr. Speaker announced the special order, being the Senate bill (No. 956, Assembly reprint No. 2466) entitled "An act to amend the Forest, Fish and Game Law, relating to the close season for grouse." (Rec. No. 222.)

On motion of Mr. Axtell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 123 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Henry	Meister	Sands
Ahern	Dillon	Hill	Metcalfe	Sawyer
Allds	Doughty	Hitchcock	Metzler	Scanlon
Apgar	Egan	Holsten	Millery	Siems
Axtell	Ellis	Honeck	Morgan	Slater

Babcock	Everett	Hyman, A Z	Morris	Sloane
Baker	Fallows	Hyman, S F	O'Connell	Smith, A R
Barnes	Farrell	Irwin	O'Connor	Smith, J E
Baum	Fish	Juengst	Patton	Smith, J L
Bedell	Fiske	Kelly, G T	Phillips	Snyder, R A
Beede	Fitzger'd J J	Kelsey	Plank	Snyder T
Brennan	Fordyce	Kittell	Platt	Stevens
Bryan	Fowler	Knipp	Post	Streifler
Burnett	Frisbie	Larzelere	Poth	Sullivan, T P
Cain	Gale	Lewis, M E	Price	Swift
Cohn	Gardiner, R	Lewis, T D	Prince	Trainor
Conger	Gardner C J	Litchard	Remsen	Tripp
Cook	Gleason	Maher	Rierdon	Waite
Cooley	Graham	Marson	Roche	Walrath
Cotton	Griffith	Martin	Rodenbeck	West
Coughtry	Hallock	McCreary	Rogers	Wheeler
Darrison	Harburger	McEwan	Russell	Wilson
Davis	Hasenflug	McInerney	Ryttenberg	Wissel
De Graw	Hatch	McKeown	Sage	Witter
Delaney, J T	Hawkins	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2456) entitled "An act regulating the hours of duty of firemen in the city of Syracuse." (Int. No. 1245.)

On motion of Mr. A. Z. Hyman, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams,	Demarest	Harris	McKeown	Sands
Ahern	Dillon	Hasenflug	McMillan	Sawyer
Allds	Doughty	Hatch	Metcalf	Scanlon

Apgar	Dusinbery	Hawkins	Metzler	Sharkey
Axtell	Egan	Henry	Miller	Siems
Babcock	Ellis	Herrick	Minton	Slater
Baker	Everett	Hill	Morgan	Sloane
Barnes	Fallows	Holsten	O'Connell	Smith, A R
Baum	Fancher	Honeck	O'Connor	Smith, J E
Bedell	Farrell	Hyman, A Z	Patton	Smith, J T
Beede	Fish	Irwin	Phillips	Snyder, R A
Bradley	Fiske	Johnson	Phipps	Snyder, T
Brennan	Fitzger'd J B	Juengst	Plank	Stevens
Bryan	Fitzgerald J J	Kelley, E E	Platt	Stewart
Burnett	Fordyce	Kelly, G T	Poth	Sullivan, T P
Cain	Fowler	Kelsey	Price	Sullivan, W J
Cohn	Frisbie	Kittell	Prince	Swift
Conger	Galbraith	Knipp	Remsen	Treat
Cook	Gale	Larzelere	Rierdon	Tripp
Cooley	Gardiner, R	Lewis, M E	Roberts	Waite
Costello	Gardner, C J	Lewis, T D	Roche	Walrath
Cotton	Gleason	Litchard	Rodenbeck	Weekes
Coughtry	Graham	Maher	Rogers	West
Darrison	Green	Marson	Rowe	Wheeler
Davis	Griffith	Martin	Russell	Wilson
De Graw	Hallock	McEwan	Sage	Wissel
Delaney, J T	Halpin	McInerney	Sanders	Witter
Delaney, W F	Harburger			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2425) entitled "An act to provide for the pavement of the approaches to the hoist bridge over the Erie canal at Peterboro street, in the village of Canastota, Madison county, and making an appropriation therefor." (Int. No. 1707.)

On motion of Mr. Fish, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harris	McEwan	Rowe
Ahern	Dillon	Hasenflug	McInerney	Ryttenberg
Allds	Doughty	Hatch	McKeown	Sage
Apgar	Dusinbery	Hawkins	McMillan	Sanders
Artell	Egan	Henry	Meister	Sands
Babcook	Ellis	Herrick	Metcalf	Sawyer
Baker	Everett	Hill	Metzler	Scanlon
Barnes	Fallows	Hitchcock	Miller	Siems
Baum	Fancher	Holsten	Minton	Slater
Bedell	Farrell	Honeck	Morgan	Sloane
Beede	Fish	Hyman, A Z	O'Connor	Smith, A B
Bradley	Fiske	Hyman, S F	O'Connell	Smith, J E
Bryan	Fitzger'd J J	Irwin	Patton	Smith J L
Burnett	Fordyce	Johnson	Phillips	Snyder, R A
Cohn	Fowler	Juengst	Phipps	Stevens
Cohn	Frisbie	Kelley, E E	Plank	Stewart
Conger	Gale	Kelly, G T	Platt	Streifler
Cook	Gardiner, R	Kelsey	Post	Sullivan, T P
Cooley	Gardner, C J	Kittell	Poth	Swift
Costello	Gleason	Knipp	Prie	Trainor
Cotton	Graham	Larzelere	Prince	Tripp
Coughtry	Green	Lewis, M E	Remsen	Waite
Darrison	Griffith	Lewis, T D	Rierdon	Weekes
Davis	Guider	Litchard	Roberts	West
De Graw	Hallock	Maher	Roche	Wilson
Delaney, J T	Halpin	Marson	Rodenbeck	Wissel
Delaney, W F	Harburger	Martin	Rogers	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1449) entitled "An act to amend chapter 381 of the Laws of 1899, entitled 'An act relating to attendants upon the Supreme Court and County Court, in and for the county of Monroe.'" (Rec. No. 439.)

On motion of Mr. M. E. Lewis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hill	Minton	Scanlon
Ahern	Egan	Hitchcock	Morgan	Sharkey
Allds	Ellis	Honeck	Morris	Siems
Apgar	Everett	Hyman, A	ZO'Connell	Slater
Axtell	Fancher	Irwin	O'Connor	Sloane
Babcock	Farrell	Johnson	Patton	Smith, A R
Baker	Fish	Juengst	Phillips	Smith, J E
Baum	Fitzger'd JB	Kelley, E E	Phipps	Smith, J L
Bedell	Fitzger'd JJ	Kelly, G T	Plank	Smith, J T
Bradley	Fordyce	Kelsey	Platt	Snyder, R A
Bryan	Fowler	Kittell	Post	Snyder, T
Burnett	Galbraith	Knipp	Poth	Stevens
Cain	Gale	Larzelere	Price	Stewart
Cohn	Gardiner, R	Lewis, M E	Prince	Streifler
Cook	Gardner, C J	Lewis, T D	Remsen	Sullivan, W J
Cooley	Gleason	Litchard	Rierdon	Swift
Costello	Green	Marson	Roberts	Trainor
Cotton	Griffith	Martin	Roche	Treat
Coughtry	Hallock	McCreary	Rodenbeck	Tripp
Darrison	Halpin	McEwan	Rogers	Walrath
Davis	Harburger	McInerney	Rowe	Weekes
De Graw	Harris	McMillan	Rytenberg	West
Delaney, J T	Hasenflug	Meister	Sage	Wheeler
Delaney, W F	Hatch	Metcalfe	Sanders	Wilson
Demarest	Hawkins	Metzler	Sands	Wissel
Dillon	Herrick	Miller	Sawyer	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1477) entitled "An act making an appropriation for building a guardlock, with retaining works and waste weirs in the Cayuga and Seneca canal and Seneca river, for the purpose of maintaining and regulating the waters of Seneca lake." (Rec. No. 444.)

On motion of Mr. Burnett, said bill was read the second time and ordered to a third reading.

Said bill having been announced for a third reading,

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Allds, and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	91	}
{	NOES	21	}

Those who voted in the affirmative, were

Adams	Dusinbery	Hill	Morgan	Sharkey
Ahern	Everett	Hitchcock	Morris	Siems
Allds	Fancher	Hyman, A Z	O'Connell	Slater
Axtell	Farrell	Johnson	O'Connor	Smith, J E
Babcock	Fish	Juengst	Phipps	Smith J L
Brennan	Fitzger'd,J J	Kelley, E E	Plank	Snyder, R A
Bryan	Fordyce	Kelsey	Platt	Snyder, T
Burnett	Fowler	Kittell	Post	Stevens
Cain	Galbraith	Larzelere	Poth	Sullivan,T P
Cook	Gale	Lewis, M E	Price	Treat
Cooley	Gardiner, R	Lewis, T D	Prince	Tripp
Costello	Gardner, C J	Marson	Rierdon	Waite
Cotton	Gleason	Martin	Roberts	Walrath
Darrison	Graham	McCreary	Rodenbeck	West
Davis	Griffith	McMillan	Rogers	Wheeler
De Graw	Hallock	Metcalfe	Rowe	Wilson
Delaney, J T	Harris	Metzler	Russell	Wissel
Demarest	Hatch	Miller	Sands	Witter
Doughty				

Those who voted in the negative, were

Barnes	Frishie	Kelly, G T	Patton	Smith, A R
Baum	Guider	Knipp	Roche	Streifler
Conger	Hyman, S F	McInerney	Sanders	Swift
Egan	Irwin	McKeown	Sawyer	Trainor
Fitzger'ld J B				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1303) entitled "An act to regulate interments in cemeteries in cities of the third class." (Rec. No. 391.)

On motion of Mr. Allds, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 133 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hill	Miller	Sands
Ahern	Ellis	Hitchcock	Minton	Sawyer
Allds	Everett	Honeck	Morgan	Scanlon
Apgar	Fallows	Hyman, A Z	Morris	Sharkey
Axtell	Farrell	Hyman, S F	O'Connell	Siems
Babcock	Fish	Johnson	O'Connor	Slater
Baker	Fiske	Juengst	Patton	Sloane
Baum	Fitzger'ld J B	Kelley E E	Phillips	Smith, A R
Bedell	Fitzger'ld J J	Kelly, G T	Phipps	Smith J E
Bradley	Fordyce	Kelsey	Plank	Smith, J L
Brennan	Fowler	Kittell	Platt	Smith J T
Bryan	Galbraith	Knipp	Post	Snyder R A
Burnett	Gale	Larzelere	Poth	Snyder, T
Cain	Gardiner, R	Lewis M E	Price	Stevens
Cohn	Gardner, C J	Lewis T D	Prince	Stewart
Conger	Geoghan	Litchard	Remsen	Sullivan, T P

Cook	Gleason	Maher	Rierdon	Sullivan W J
Costello	Graham	Marson	Roberts	Swift
Cotton	Green	Martin	Roche	Treat
Coughtry	Guider	McCreary	Rodenbeck	Tripp
Darrison	Hallock	McEwan	Rogers	Walrath
De Graw	Halpin	McInerney	Rowe	Weekes
Delaney, J T	Harburger	McKeown	Russell	Wheeler
Delaney, W F	Hasenflug	McMillan	Ryttenberg	Wilson
Dillon	Hatch	Meister	Sage	Wissel
Doughty	Hawkins	Metcalf	Sanders	Witter
Dusinbery	Henry	Metzler		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Demarest	Hatch	McInerney	Sharkey
Ahern	Dillon	Hawkins	McKeown	Siems
Axtell	Ellis	Henry	Meister	Slater
Babcock	Everett	Hill	Metcalf	Sloane
Barnes	Fallows	Hitchcock	Metzler	Smith, A R
Baum	Fancher	Holsten	Miller	Smith, J L
Bedell	Fish	Hyman, A Z	Minton	Smith, J T
Bradley	Fiske	Hyman, S F	Morgan	Snyder, R A
Brennan	Fitzger'd J B	Irwin	Patton	Snyder, T
Bryan	Fitzger'd J J	Johnson	Phipps	Stevens
Burnett	Fordyce	Juengst	Plank	Stewart
Cain	Fowler	Kelley, E E	Platt	Streifler
Cohn	Galbraith	Kelly, G T	Post	Sullivan, T P
Conger	Gale	Kelsey	Poth	Sullivan, W J
Cook	Gardiner, R	Knipp	Price	Swift
Cooley	Gleason	Larzelere	Prince	Trainor
Costello	Graham	Lewis, M E	Rierdon	Treat
Cotton	Griffith	Lewis, T D	Rodenbeck	Tripp
Coughtry	Guider	Litchard	Russell	Wheeler
Darrison	Hallock	Maher	Ryttenberg	Wilson
Davis	Harburger	Martin	Sage	Wissel
De Graw	Harris	McCreary	Sawyer	Witter

The Clerk furnished a list of the absentees to the sergeant-at-arms, who appeared in due time before the bar of the House with Mr. C. J. Gardiner, who, upon giving satisfactory explanation for being absent, was excused.

Mr. Kelsey moved that all further proceedings under the call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 1002) entitled "An act to amend the Insanity Law, in relation to treasurer of state hospitals." (Rec. No. 449.)

On motion of Mr. Bedell, said bill was read the second time and ordered to a third reading.

Said bill having been announced for a third reading.

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 40 }

Those who voted in the affirmative, were

Adams	Egan	Hatch	McCreary	Rowe
Ahern	Ellis	Henry	McEwan	Russell
Axtell	Everett	Hill	McKeown	Sands
Babcock	Fallows	Hitchcock	Metzler	Smith, A R
Bedell	Fancher	Irwin	Miller	Smith, J E
Brennan	Fish	Johnson	Morgan	Smith, J L
Burnett	Fordyce	Kelley, E E	Patton	Snyder, R A
Conger	Fowler	Kelsey	Phipps	Snyder, T
Cooley	Galbraith	Kittell	Plank	Stevens
Costello	Gardiner, R	Knipp	Platt	Swift
Cotton	Gardner, C J	Larzelere	Post	Treat
Coughtry	Gleason	Lewis, M E	Priece	Tripp

Darrison	Graham	Lewis, T D	Remsen	Walrath
Davis	Griffith	Litchard	Roberts	Wheeler
De Graw	Hallock	Marson	Rodenbeck	Wilson
Dusinbery	Harris	Martin	Rogers	Witter

Those who voted in the negative, were

Barnes	Fitzger'd JJ	Herrick	McInerney	Sanders
Bradley	Gale	Holsten	Minton	Siems
Cook	Geoghan	Honeck	Phillips	Slater
Demarest	Guider	Hyman, A Z	Poth	Stewart
Dillon	Halpin	Hyman, S F	Prince	Streifler
Farrell	Harburger	Juengst	Rierdon	Sullivan, T P
Fiske	Hasenflug	Kelly, G T	Roche	Sullivan, W J
Fitzger'd JB	Hawkins	Maher	Ryttenberg	Wissel

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 476) entitled "An act for the relief The Woodside Water Company." (Rec. No. 119.)

Said bill having been announced for a second reading,

Mr. Henry moved to amend as follows:

Page 1, line 2, after the word "empowered" insert the words "in its discretion."

Page 2, strike out all of lines 2 and 3, except the first word "city" in line 2.

Same page, line 5, after the word "writing" insert the words "and shall also ascertain and determine what amount, if any, was properly and reasonably so furnished."

Same page, lines 5 and 6, strike out the words "the reasonable value thereof" and insert after the words "New York," on line 6, the words "the reasonable value of so much thereof as said board shall determine to have been properly and reasonably so furnished, and as in the judgment of said board said city of New York ought justly and reasonably to pay said company for. But nothing in this act shall be construed to recognize or create any liability under or by virtue of any alleged contract claimed to have been made with said Woodside Water Company, nor to validate any such alleged contract, nor to recognize or create any liability under or by virtue of any such claimed or alleged contract, nor to recognize or create any liability for any water hereafter furnished, nor to waive any forfeiture of the corporate rights of said Woodside Water Company, nor to revive its corporate existence otherwise than for the purposes of receiving and distributing such payment."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Henry, and it was determined in the negative.

On motion of Mr. T. P. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
 { NOES 33 }

Those who voted in the affirmative, were

Adams	Fowler	Lewis, T D	Patton	Sawyer
Ahern	Gardiner, R	Litchard	Phillips	Scanlon
Axtell	Gleason	Maher	Phipps	Sharkey
Barnes	Graham	Marson	Plank	Sloane
Bedell	Griffith	Martin	Platt	Smith A R
Bradley	Guider	McCreary	Poth	Smith, J E
Brennan	Halpin	McEwan	Prince	Smith, J T
Burnett	Harburger	McInerney	Rierdon	Snyder, R A
Cain	Hatch	McKeown	Roberts	Snyder, T
Cohn	Hill	McMillan	Roche	Stevens
Costello	Hitchcock	Meister	Rodenbeck	Stewart
De Graw	Hyman, A Z	Metcalfe	Rogers	Sullivan, T P
Demarest	Hyman, S F	Metzler	Rowe	Sullivan, W J
Dillon	Juengst	Miller	Russell	Trainor
Dusinbery	Kelly G T	Minton	Ryttenberg	Treat
Farrell	Kelsey	Morris	Sage	Tripp
Fish	Kittell	O'Connor	Sanders	Waite
Fiske	Knipp	O'Connell	Sands	West

Fitzger'd J B Larzelere

Those who voted in the negative, were

Babcock	Davis	Harris	Kelley, E E	Streifler
Bryan	Everett	Hasenflug	Morgan	Swift
Conger	Fallows	Henry	Post	Wheeler
Cook	Fitzgerald J J	Holsten	Price	Wilson
Cooley	Galbraith	Honeck	Siems	Wissel
Cotton	Gardner, C J	Irwin	Slater	Witter
Darrison	Hallock	Johnson		

Mr. Henry moved to reconsider the vote by which said bill was passed, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Henry, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 943) entitled "An act to provide for the organization of the Mather Power Bridge Company, and to permit experiments and the erection of a power bridge for developing the power of Niagara river, at the city of Buffalo upon plans to be approved by the New York State Engineer and Surveyor, and the United States war department to protect navigation." (Rec. No. 312.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill having been announced for third reading,

Debate was had thereon, when

Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put? and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	A YES	90	}
}	NOES	27	{

Those who voted in the affirmative, were

Adams	Dusinbery	Harris	McKeown	Sage
Axtell	Egan	Hasenflug	Meister	Sawyer
Babcock	Ellis	Hawkins	Metzler	Sharkey
Barnes	Everett	Hill	Miller	Siems
Baum	Fallows	Holsten	Morris	Sloane
Bedell	Farrell	Honeck	O'Connell	Smith, A R

Bradley	Fiske	Hyman, A	ZO'Connor	Smith, J L
Burnett	Fitzger'd J B	Hyman, S F	Phillips	Smith, J T
Cain	Fitzger'd J J	Kelley, E E	Phipps	Stevens
Cohn	Fordyce	Kelly, G T	Platt	Stewart
Cook	Fowler	Kittell	Poth	Striefler
Cotton	Gale	Larzelere	Price	Sullivan, T P
Coughtry	Gardiner, R	Lewis, M E	Prince	Trainor
De Graw	Gardner, C J	Lewis, T D	Rierdon	Treat
Delaney, W F	Gleason	Maher	Roche	Tripp
Demarest	Guider	Marson	Rodenbeck	Walrath
Dillon	Halpin	McCreary	Rogers	West
Doughty	Harburger	McEwan	Ryttenberg	Wissel

Those who voted in the negative, were

Ahern	Darrison	Hitchcock	Martin	Slater
Brennan	Davis	Irwin	McMillan	Snyder, R A
Bryan	Galbraith	Johnson	Patton	Snyder, T
Conger	Graham	Kelsey	Post	Swift
Cooley	Griffith	Knipp	Russell	Wilson
Costello	Hallock			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1238) entitled "An act to amend section 235 of the Code of Civil Procedure, relating to the justices of the Supreme Court in the Eighth Judicial District making calendars of cases at issue for trial in the Supreme Court in the county of Erie." (Rec. No. 398.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hitchcock	Metzler	Sands
Ahern	Dusinbery	Holsten	Miller	Scanlon
Allds	Ellis	Honeck	Minton	Sharkey
Apgar	Everett	Hyman, A	ZMorgan	Siems
Axtell	Fallows	Irwin	Morris	Slater
Babcock	Fancher	Johnson	O'Connell	Sloane
Baker	Farrell	Juengst	O'Connor	Smith, A R
Barnes	Fiske	Kelley, E E	Patton	Smith, J E
Bedell	Fitzger'd JB	Kelly, G T	Phillips	Smith, J L
Beede	Fitzger'd JJ	Kelsey	Phipps	Smith J T
Brennan	Fowler	Kittell	Plank	Snyder, T
Burnett	Frisbie	Knipp	Platt	Stevens
Cain	Gale	Larzelere	Post	Streifler
Cohn	Gardiner, R	Lewis, M E	Poth	Sullivan, T P
Conger	Geoghan	Lewis, T D	Price	Sullivan, W J
Cook	Gleason	Litchard	Prince	Swift
Cooley	Green	Maher	Remsen	Trainor
Costello	Guider	Marson	Roberts	Treat
Cotton	Hallock	Martin	Roche	Tripp
Coughtry	Halpin	McCreary	Rogers	Waite
Darrison	Harburger	McEwan	Rowe	Weekes
Davis	Harris	McInerney	Russell	West
De Graw	Hasenflug	McKeown	Ryttenberg	Wilson
Delaney, J T	Hawkins	McMillan	Sage	Wissel
Demarest	Henry	Meister	Sanders	Witter
Dillon	Herrick	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1399) entitled "An act to confer jurisdiction upon the Court of Claims to hear and determine the claims of William H. Meserve and Alfred W. Street against the State of New York, for damages sustained by them in consequence of the failure to pay to them the salary or salaries for services rendered." (Rec. No. 425.)

On motion of Mr. Rodenbeck, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 146 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hatch	McMillan	Sanders
Ahern	Egan	Hawkins	Meister	Sands
Allds	Ellis	Henry	Metcalf	Sawyer
Apgar	Everett	Herrick	Metzler	Sharkey
Axtell	Fallows	Hill	Miller	Siems
Babcock	Fancher	Hitchcock	Minton	Slater
Baker	Farrell	Holsten	Morgan	Sloane
Barnes	Fish	Honeck	Morris	Smith A R
Baum	Fiske	Hyman, A Z	O'Connell	Smith, J E
Bedell	Fitzger'd, J B	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzger'd, J J	Irwin	Patton	Smith, J T
Bradley	Fordyce	Johnson	Phillips	Snyder, R A
Brennan	Fowler	Juengst	Phipps	Snyder, T
Bryan	Frisbie	Kelley, E E	Plank	Stevens
Burnett	Galbraith	Kelly, G T	Platt	Stewart
Cain	Gale	Kelsey	Post	Streifler
Cohn	Gardiner, R	Kittell	Poth	Sullivan, T P
Conger	Gardner, C J	Knipp	Price	Sullivan, W J
Cook	Geoghan	Larzelere	Prince	Swift
Cooley	Gleason	Lewis, M E	Remsen	Trainor
Costello	Graham	Lewis, T D	Rierdon	Treat
Cotton	Green	Litchard	Roberts	Tripp
Coughtry	Griffith	Maher	Roche	Waite
Darrison	Guider	Marson	Rodenbeck	Walrath
Davis	Hallock	Martin	Rogers	Weekes
De Graw	Halpin	McCreary	Rowe	West
Delaney, J T	Harburger	McEwan	Russell	Wheeler
Delaney, W F	Harris	McInerney	Rytenberg	Wissel
Demarest	Hasenflug	McKeown	Sage	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1332) entitled "An act to amend the Forest, Fish and Game Law, in relation to the use of nets in Jones inlet and adjacent waters." (Rec. No. 371.)

On motion of Mr. Axtell, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 143 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalf	Scanlon
Ahern	Dusinbery	Hawkins	Metzler	Sharkey
Allds	Egan	Henry	Miller	Siems
Apgar	Ellis	Herrick	Minton	Slater
Axtell	Everett	Hill	Morgan	Sloane
Babcock	Fallows	Hitchcock	Morris	Smith, A R
Baker	Fancher	Holsten	O'Connell	Smith, J E
Barnes	Farrell	Honeck	O'Connor	Smith, J L
Baum	Fish	Hyman, A Z	Patton	Smith, J T
Bedell	Fiske	Hyman, S F	Phillips	Snyder, R A
Beede	Fitzger'd JB	Irwin	Phipps	Snyder, T
Bradley	Fitzger'd JJ	Johnson	Plank	Stevens
Brennan	Fordyce	Kelley, E E	Platt	Stewart
Bryan	Fowler	Kelly, G T	Post	Streifler
Burnett	Frisbie	Kelsey	Poth	Sullivan, T P
Cain	Galbraith	Kittell	Price	Sullivan, W J
Cohn	Gale	Knipp	Prince	Swift
Conger	Gardiner, R	Larzelere	Remsen	Trainor
Cook	Gardner, C J	Lewis, M E	Rierdon	Treat
Cooley	Geoghan	Lewis, T D	Roberts	Tripp
Costello	Gleason	Litchard	Roche	Waite
Cotton	Graham	Maher	Rodenbeck	Walrath
Coughtry	Green	Marson	Rogers	Weekes
Darrison	Griffith	Martin	Rowe	West
Davis	Guider	McCreary	Russell	Wheeler
De Graw	Hallock	McEwan	Ryttenberg	Wilson

Delaney, J T	Halpin	McInerney	Sage	Wissel
Delaney, W F	Harburger	McKeown	Sanders	Witter
Demarest	Harris	McMillan	Sands	
Dillon	Hasenflug	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1423) entitled "An act to authorize the city of Elmira to borrow money and to issue its bonds for the payment of its indebtedness other than its bonded indebtedness." (Rec. No. 429.)

On motion of Mr. Knipp, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Halpin	McKeown	Sands
Ahern	Dillon	Harris	McMillan	Sawyer
Allds	Doughty	Hasenflug	Meister	Scanlon
Apgar	Dusinbery	Hatch	Metcalfe	Sharkey
Axtell	Egan	Henry	Metzler	Slater
Babcock	Ellis	Herrick	Miller	Sloane
Baker	Everett	Hill	Minton	Smith, A R
Barnes	Fallows	Holsten	Morgan	Smith, J E
Baum	Fancher	Honeck	Morris	Smith, J L
Bedell	Farrell	Hyman, A Z	O'Connell	Smith, J T
Beede	Fish	Hyman, S F	O'Connor	Snyder, R A
Bradley	Fiske	Irwin	Patton	Snyder, T
Brennan	Fitzger'd J B	Johnson	Phillips	Stevens
Bryan	Fitzgerald J J	Juengst	Phipps	Striefler
Burnett	Fordyce	Kelley, E E	Plank	Sullivan, T P
Cain	Fowler	Kelsey	Platt	Sullivan, W J
Cohn	Frisbie	Kittell	Post	Swift

Conger	Galbraith	Knipp	Price	Treat
Cook	Gale	Larzelere	Prince	Tripp
Cooley	Gardiner, R	Lewis, M E	Remsen	Waite
Costello	Gardner, C J	Lewis, T D	Rierdon	Walrath
Cotton	Geoghan	Litchard	Roberts	Weekes
Coughtry	Gleason	Maher	Roche	West
Darrison	Graham	Marson	Rodenbeck	Wheeler
Davis	Green	Martin	Rogers	Wilson
De Graw	Griffith	McCreary	Rowe	Wissel
Delaney, J T	Guider	McEwan	Sage	Witter
Delaney, W F	Hallock	McInerney	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1478) entitled "An act making appropriations for certain expenses of government and for the payment of extraordinary expenses incurred under the provisions of the constitution and executive law in the conduct of criminal proceedings and investigations in the county of New York." (Rec. No. 448.)

On motion of Mr. Fancher, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 128 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Harris	McCreary	Sanders
Ahern	Egan	Hasenflug	McEwan	Sands
Allds	Ellis	Hatch	McKeown	Sawyer
Apgar	Everett	Hawkins	McMillan	Scanlon
Axtell	Fallows	Henry	Meister	Sharkey
Babcock	Fancher	Herrick	Metzler	Siems
Baker	Farrell	Hill	Miller	Slater
Barnes	Fish	Hitchcock	Minton	Smith A R

Bedell	Fiske	Holsten	Morgan	Smith, J E
Beede	Fitzger'd JB	Eoneck	Morris	Smith, J T
Brennan	Fitzger'd JJ	Hyman, A Z	O'Connor	Snyder, R A
Bryan	Fordyce	Hyman, S F	Patton	Snyder T
Burnett	Fowler	Irwin	Phillips	Stevens
Cohn	Frisbie	Johnson	Plank	Stewart
Conger	Galbraith	Juengst	Post	Streifler
Cooley	Gale	Kelley, E E	Poth	Sullivan T P
Costello	Gardiner, R	Kelly, G T	Price	Sullivan, W J
Coughtry	Gardner, C J	Kelsey	Remsen	Trainor
Darrison	Geoghan	Kittel	Rierdon	Treat
Davis	Gleason	Knipp	Roche	Waite
De Graw	Green	Larzelere	Rodenbeck	Walrath
Delaney, J T	Griffith	Lewis, M E	Rogers	West
Delaney, W F	Guider	Lewis, T D	Russell	Wheeler
Demarest	Hallock	Litchard	Ryttenberg	Wissel
Dillon	Halpin	Maher	Sage	Witter
Doughty	Harburger	Marson		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1475) entitled "An act authorizing the acquiring of lands in and adjoining the city of Watertown for a public park and creating a park commission for said city." (Rec. No. 447.)

On motion of Mr. Bryan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined, in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 129 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	Metzler	Sands
Ahern	Doughty	Herrick	Miller	Sawyer
Allds	Egan	Hill	Minton	Scanlon

Apgar	Everett	Hitchcock	Morgan	Sharkey
Axtell	Fallows	Honeck	O'Connell	Siems
Babcock	Fancher	Hyman, A	O'Connor	Slater
Baker	Fish	Irwin	Patton	Sloane
Barnes	Fiske	Johnson	Phillips	Smith, A B
Baum	Fitzger'd J B	Juengst	Phipps	Smith, J E
Bedell	Fitzger'd J J	Kelley, E E	Plank	Smith, J L
Beede	Fordyce	Kelsey	Platt	Snyder, R A
Bradley	Fowler	Kittell	Post	Snyder, T
Brennan	Frisbie	Knipp	Poth	Stevens
Bryan	Gale	Larzelere	Price	Streifler
Burnett	Gardner, R	Lewis, M E	Prince	Sullivan, T P
Cohn	Gardner, C J	Lewis, T D	Remsen	Sullivan, W J
Conger	Gleason	Litchard	Rierdon	Swift
Cook	Graham	Maher	Roberts	Trainor
Cooley	Green	Marson	Roche	Tripp
Costello	Griffith	Martin	Rodenbeck	Waite
Coughtry	Hallock	McCreary	Rogers	Walrath
Darrison	Halpin	McEwan	Rowe	Weekes
Davis	Harburger	McInerney	Russell	Wheeler
Delaney, J T	Harris	McKeown	Ryttenberg	Wilson
Delaney, W F	Hatch	Meister	Sage	Wissel
Demarest	Hawkins	Metcalf	Sanders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1462) entitled "An act to amend chapter 559 of the Laws of 1895, entitled 'An act relating to membership corporations constituting chapter 43 of the general laws,' in respect to Christian associations." (Rec. No. 437.)

On motion of Mr. Darrison, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sanders
Ahern	Dusinbery	Hawkins	Metcalfe	Sands
Allds	Egan	Henry	Metzler	Sawyer
Apgar	Ellis	Herrick	Miller	Scanlon
Axtell	Everett	Hill	Minton	Sharkey
Babcock	Fallows	Hitchcock	Morgan	Siems
Baker	Fancher	Holsten	O'Connell	Slater
Barnes	Farrell	Honeck	O'Connor	Sloane
Baum	Fish	Hyman, A Z	Patton	Smith, A R
Bedell	Fiske	Hyman, S F	Phillips	Smith, J E
Beede	Fitzger'd J B	Irwin	Phipps	Smith, J L
Brennan	Fitzger'd J J	Johnson	Plank	Smith, J T
Bryan	Fordyce	Juengst	Platt	Snyder, R A
Burnett	Fowler	Kelley, E E	Post	Snyder, T
Cain	Frisbie	Kelly, G T	Poth	Stevens
Cohn	Galbraith	Kelsey	Price	Stewart
Conger	Gale	Kittell	Prince	Streifler
Cook	Gardiner, R	Knipp	Remsen	Sullivan, W J
Cooley	Gardner, C J	Larzelere	Rierdon	Swift
Costello	Gleason	Lewis, M E	Roberts	Treat
Cotton	Graham	Litchard	Roche	Tripp
Coughtry	Green	Maher	Rodenbeck	Walrath
Darrison	Griffith	Marson	Rogers	Weekes
Davis	Guider	Martin	Rowe	West
De Graw	Hallock	McCreary	Russell	Wilson
Delaney, J T	Harburger	McEwan	Ryttenberg	Wissel
Delaney, W F	Harris	McInerney	Sage	Witter
Dillon	Hasenflug	McKeown		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1455) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Jacob L. Davis against the State for damages alleged to have been sustained by him, and to render judgment therefor." (Rec. No. 450.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 132 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	Metcalf	Sanders
Ahern	Egan	Herrick	Metzler	Sands
Allds	Ellis	Hitchcock	Miller	Sawyer
Apgar	Everett	Holsten	Minton	Scanlon
Axtell	Fallows	Honeck	Morgan	Sharkey
Babcock	Fancher	Hyman, A	Z Morris	Slater
Baker	Farrell	Irwin	O'Connell	Sloane
Barnes	Fish	Johnson	O'Connor	Smith, A R
Baum	Fiske	Kelley E E	Patton	Smith, J E
Bedell	Fitzger'd J B	Kelly, G T	Phillips	Smith, J L
Bradley	Fordyce	Kelsey	Phipps	Smith J T
Brennan	Fowler	Kittell	Plank	Snyder, T
Bryan	Frisbie	Knipp	Platt	Stevens
Burnett	Galbraith	Larzelere	Post	Stewart
Cain	Gale	Lewis, M E	Poth	Streifler
Conger	Gardner, C J	Lewis, T D	Price	Sullivan W J
Cook	Geoghan	Litchard	Prince	Swift
Cooley	Gleason	Maher	Rierdon	Trainor
Costello	Graham	Marson	Roberts	Treat
Cotton	Green	Martin	Roche	Tripp
Coughtry	Griffith	McCreary	Rodenbeck	Waite
Davis	Guider	McEwan	Rogers	Weekes
De Graw	Halpin	McInerney	Rowe	West
Delaney J. T	Harburger	McKeown	Russell	Wheeler
Delaney, W F	Harris	McMillan	Ryttenberg	Wissel
Dillon	Hasenflug	Meister	Sage	Witter
Doughty	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate

bill (No. 1456) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of David H. Justin and Henry A. Justin against the State for damages alleged to have been sustained by them, and to render judgment therefor." (Rec. No. 451.)

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 136 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hill	Metzler	Sawyer
Ahern	Ellis	Hitchcock	Miller	Scanlon
Allds	Everett	Holsten	Minton	Sharkey
Apgar	Fallows	Honeck	Morgan	Siems
Axtell	Fancher	Hyman, A Z	Morris	Slater
Babcock	Fish	Hyman, S F	O'Connell	Sloane
Baker	Fiske	Irwin	O'Connor	Smith, A R
Barnes	Fitzger'd JB	Johnson	Patton	Smith, J E
Baum	Fitzger'd JJ	Juengst	Phillips	Smith, J L
Bedell	Fordyce	Kelly, G T	Phipps	Smith, J T
Beede	Fowler	Kelsey	Plank	Snyder, R A
Bradley	Frisbie	Kittell	Post	Snyder, T
Brennan	Galbraith	Knipp	Poth	Stevens
Bryan	Gardiner, R	Larzelere	Price	Stewart
Cain	Gardner, C J	Lewis, M E	Prince	Streifler
Cohn	Geoghan	Lewis, T D	Remsen	Sullivan, T P
Conger	Gleason	Litchard	Rierdon	Sullivan, W J
Cook	Graham	Maher	Roberts	Trainor
Cooley	Griffith	Marson	Roche	Treat
Cotton	Guider	Martin	Rodenbeck	Tripp
Coughtry	Hallock	McCreary	Rogers	Waite
Darrison	Halpin	McEwan	Rowe	Weekes
De Graw	Harris	McInerney	Russell	West
Delaney, J T	Hasenflug	McKeown	Ryttenberg	Wheeler

Delaney, W F	Hatch	McMillan	Sage	Wilson
Demarest	Hawkins	Meister	Sanders	Wissel
Dillon	Henry	Metcalf	Sands	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1400) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James P. Doyle, as administrator of the goods, chattels, credits, etc., of Arthur T. Doyle deceased, against the State of New York, for damages for the death of the said Arthur T. Doyle, deceased." (Rec. No. 406.)

On motion of Mr. M. E. Lewis, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 130 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Honeck	Morgan	Scanlon
Ahern	Ellis	Hyman, S F	Morris	Sharkey
Allds	Everett	Irwin	O'Connell	Slater
Apgar	Fallows	Johnson	O'Connor	Sloane
Axtell	Fancher	Juengst	Patton	Smith, A R
Babcock	Fish	Kelley, E E	Phillips	Smith, J E
Baker	Fitzger'd JB	Kelly, G T	Phipps	Smith, J L
Barnes	Fitzger'd JJ	Kelsey	Plank	Smith, J T
Baum	Fowler	Kittell	Platt	Snyder, R A
Bedell	Frisbie	Knipp	Post	Snyder, T
Beede	Galbraith	Larzelere	Poth	Stevens
Bradley	Gardiner, R	Lewis, M E	Price	Stewart
Bryan	Gardner, C J	Lewis, T D	Prince	Streifler

Burnett	Gleason	Litchard	Remsen	Sullivan, T P
Cain	Graham	Maher	Rierdon	Swift
Conger	Green	Marson	Roberts	Trainor
Cook	Guider	Martin	Roche	Treat
Cooley	Hallock	McCreary	Rodenbeck	Tripp
Cotton	Harburger	McEwan	Rogers	Waite
Coughtry	Harris	McInerney	Rowe	Walrath
Darrison	Hasenflug	McKeown	Russell	Weekes
Davis	Hawkins	Meister	Ryttenberg	West
Delaney J T	Henry	Metcalfe	Sage	Wheeler
Delaney W F	Herrick	Metzler	Sanders	Wilson
Demarest	Hitchcock	Miller	Sands	Wissel
Doughty	Holsten	Minton	Sawyer	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1005) entitled "An act to exempt The New York Society for the Suppression of Vice, from the operation of the Tax Law, as contained in chapter 908, section 220, of the Laws of New York, one hundred and nineteenth session." (Rec. No. 415.)

On motion of Mr. Martin, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 139 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Sage
Ahern	Doughty	Hasenflug	McKeown	Sands
Allds	Dusinbery	Hatch	McMillan	Sawyer
Apgar	Egan	Hawkins	Meister	Scanlon
Axtell	Ellis	Herrick	Metcalfe	Sharkey
Babcock	Everett	Hill	Metzler	Slater
Baker	Fallows	Hitchcock	Miller	Sloane

Barnes	Fancher	Holsten	Minton	Smith, A R
Baum	Farrell	Honeck	Morgan	Smith, J E
Bedell	Fish	Hyman, A Z	Morris	Smith, J L
Beede	Fiske	Hyman S F	O'Connell	Smith, J T
Bradley	Fitzger'ld J B	Irwin	O'Connor	Snyder, R A
Brennan	Fitzgerald J J	Johnson	Patton	Stevens
Bryan	Fordyce	Juengst	Phillips	Stewart
Burnett	Fowler	Kelley, E E	Phipps	Streitler
Cain	Frisbie	Kelly, G T	Plank	Sullivan T P
Cohn	Galbraith	Kelsey	Post	Sullivan, W J
Conger	Gale	Kittell	Poth	Trainor
Cook	Gardner, R	Knipp	Price	Treat
Cooley	Gardner, C J	Larzelere	Prince	Tripp
Costello	Geoghan	Lewis, M E	Remsen	Walrath
Cotton	Graham	Lewis, T D	Rierdon	Weekes
Coughtry	Green	Litchard	Roberts	West
Darrison	Griffith	Maher	Rodenbeck	Wheeler
Davis	Guider	Marson	Rogers	Wilson
Delaney J T	Hallocek	Martin	Rowe	Wissel
Delaney, W F	Halpin	McCreary	Russell	Witter
Demarest	Harburger	McEwan	Ryttenberg	

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1205) entitled "An act providing for the acquisition by the city of New York of certain lands and water rights, including land under water, adjacent to and surrounding Ward's Island in the East River, as an addition to the grounds of the Manhattan State Hospital." (Rec. No. 401.)

On motion of Mr. T. P. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 140 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McInerney	Sanders
Ahern	Doughty	Harris	McKeown	Sands
Alds	Dusinbery	Hasenflug	McMillan	Sawyer
Apgar	Egan	Hatch	Meister	Scanlon
Axtell	Ellis	Hawkins	Metzler	Sharkey
Babcock	Everett	Henry	Miller	Siems
Baker	Fallows	Herrick	Minton	Slater
Barnes	Fancher	Hill	Morgan	Sloane
Baum	Farrell	Hitchcock	Morris	Smith, A R
Bedell	Fish	Holsten	O'Connell	Smith, J E
Beede	Fiske	Honeck	O'Connor	Smith, J L
Bradley	Fitzger'd J B	Hyman, A Z	Phillips	Smith J T
Brennan	Fitzger'd J J	Irwin	Phipps	Snyder T
Bryan	Fordyce	Johnson	Plank	Stevens
Burnett	Fowler	Juengst	Platt	Stewart
Cain	Frisbie	Kelley, E E	Post	Striefler
Cohn	Galbraith	Kelly, G T	Price	Sullivan, T P
Conger	Gale	Kelsey	Prince	Sullivan, W J
Cook	Gardiner, R	Kittell	Remsen	Swift
Cooley	Gardner C J	Knipp	Rierdon	Trainor
Costello	Geoghan	Larzelere	Roberts	Tripp
Cotton	Gleason	Lewis, M E	Roche	Waite
Coughtry	Graham	Lewis, T D	Rodenbeck	Walrath
Davis	Green	Litchard	Rogers	Weekes
De Graw	Griffith	Maher	Rowe	West
Delaney J T	Guider	Marson	Russell	Wilson
Delaney, W F	Hallock	Martin	Ryttenberg	Wissel
Demarest	Halpin	McCreary	Sage	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 938) entitled "An act to amend section 21 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law, in relation to the Niagara river." (Rec. No. 192.)

On motion of Mr. Darrison, said bill was read the second time and order to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 147 }
{ NOES 60 }

Those who voted in the affirmative were,

Adams	Doughty	Hatch	McMillan	Sanders
Ahern	Dusinbery	Hawkins	Meister	Sands
Allds	Egan	Henry	Metcalfe	Sawyer
Apgar	Ellis	Herrick	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Siems
Baker	Fancher	Holsten	Morgan	Slater
Barnes	Farrell	Honeck	Morris	Sloane
Baum	Fish	Hyman, A Z	O'Connell	Smith, J E
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J L
Beede	Fitzgerald J B	Irwin	Patton	Smith, J T
Bradley	Fitzgerald J J	Johnson	Phillips	Snyder, R A
Brennan	Fordyce	Juengst	Phipps	Snyder, T
Bryan	Fowler	Kelley, E E	Plank	Stevens
Burnett	Frisbie	Kelly, G T	Platt	Stewart
Cain	Galbraith	Kelsey	Post	Streidler
Cohn	Gale	Kittell	Poth	Sullivan, T P
Conger	Gardiner, R	Knipp	Price	Sullivan, W J
Cook	Gardner, C J	Larzelere	Prince	Swift
Cooley	Geoghan	Lewis, M E	Remsen	Trainor
Costello	Gleason	Lewis, T D	Rierdon	Treat
Cotton	Graham	Litchard	Roberts	Tripp
Coughtry	Green	Maher	Roche	Waite
Darrison	Griffith	Marson	Rodenbeck	Walrath
Davis	Gnider	Martin	Rogers	Weekes
De Graw	Hallock	McCreary	Rowe	West
Delaney, J T	Halpin	McEwan	Russell	Wheeler
Delaney, W F	Harburger	McInerney	Rytenberg	Wilson
Demarest	Harris	McKeown	Sage	Wissel
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelsey moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Adams	Dusinbery	Henry	Metcalfe	Sawyer
Ahern	Egan	Hill	Metzler	Scanlon
Allds	Everett	Hitchcock	Miller	Sharkey
Axtell	Fallows	Holsten	Morgan	Siems
Babcock	Fancher	Honeck	Morris	Slater
Barnes	Farrell	Hymans, A	ZO'Connell	Sloane
Baum	Fiske	Hyman, S F	Patton	Smith A R
Bedell	Fitzger'd J J	Irwin	Phipps	Smith, J L
Bradley	Fordyce	Johnson	Plank	Smith, J T
Brennan	Fowler	Juengst	Platt	Snyder, R A
Bryan	Frisbie	Kelley, E E	Post	Snyder T
Burnett	Galbraith	Kelsey	Poth	Stevens
Cain	Gale	Kittell	Price	Stewart
Conger	Gardiner, R	Knipp	Prince	Streifler
Cook	Gardner, C J	Larzelere	Rierdon	Sullivan, T P
Cooley	Geoghan	Lewis, M E	Roberts	Swift
Costello	Gleason	Lewis, T D	Roche	Trainor
Cotton	Graham	Litchard	Rodenbeck	Treat
Coughtry	Griffith	Maher	Rogers	Tripp
Darrison	Guider	Marson	Rowe	Walrath
Davis	Hallock	Martin	Russell	West
De Graw	Halpin	McCreary	Ryttenberg	Wheeler
Delaney, J T	Harburger	McEwan	Sage	Wilson
Delaney, W F	Harris	McKeown	Sanders	Wissel
Demarest	Hasenflug	Meister	Sands	124

Mr. Kelsey moved that all further proceedings, under the call of the House, be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A communication was received from Hon. Daniel E. Conway, mayor of the city of Troy, returning Assembly bill (No. 283, Senate reprint No. 1358) entitled "An act to appoint a commissioner of education in and for the city of Troy, and to provide for the government and support of the public schools of said city" (Int. No. 283), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same, and that the common council, the legislative body of said city, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall this bill become a law notwithstanding the objection of the common council, the legislative body of said city of Troy thereto, the same having been accepted by the mayor of said city?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

{ AYES 92 }
{ NOES 57 }

Those who voted in the affirmative, were

Adams	Davis	Harris	McEwan	Sawyer
Ahern	De Graw	Hatch	McMillan	Slater
Allds	Delaney, J T	Henry	Metzler	Smith A R
Apgar	Doughty	Hill	Miller	Smith, J L
Axtell	Dusinbery	Hitchcock	Morgan	Smith, J T
Babcock	Ellis	Irwin	Patton	Snyder, R A
Baker	Everett	Johnson	Phipps	Snyder, T
Bedell	Fallows	Kelley, E E	Plank	Stevens
Beede	Fancher	Kelsey	Platt	Swift
Brennan	Fish	Kittell	Post	Treat
Bryan	Fordyce	Knipp	Price	Tripp
Burnett	Fowler	Larzelere	Remsen	Waite
Conger	Galbraith	Lewis, M E	Roberts	Walrath
Cook	Gardiner, R	Lewis, T D	Rodenbeck	Weekes
Cooley	Gardner, C J	Litchard	Rogers	West
Costello	Gleason	Marson	Rowe	Wheeler
Cotton	Graham	Martin	Russell	Wilson
Coughtry	Griffith	McCreary	Sands	Witter
Darrison	Hallock			

Those who voted in the negative, were

Barnes	Fitzgerald J J	Honeck	Morris	Scanlon
Baum	Frisbie	Hyman, A Z	O'Connell	Sharkey
Bradley	Gale	Hyman, S F	O'Connor	Siems
Cain	Geoghan	Juengst	Phillips	Sloane
Cohn	Green	Kelly, G T	Poth	Smith, J E
Delaney, W P	Guider	Maher	Prince	Stewart
Demarest	Halpin	McInerney	Rierdon	Streifler
Dillon	Harburger	McKeown	Roche	Sullivan, T P

Egan	Hasenflug	Meister	Ryttenberg	Sullivan, W J
Farrell	Hawkins	Metcalfe	Sage	Trainor
Fiske	Herrick	Minton	Sanders	Wissel
Fitzger'd	J B Holsten			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message was received from the Senate in the words following:

IN SENATE, *April 6, 1900.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 464, Senate reprint, No. 1483), entitled "An act to authorize the town board of Sangerfield, in the county of Oneida, to establish a lamp or lighting district outside the limits of the incorporated village of Waterville therein, and to provide for the lighting of the street and highway in said district." (Rec. No. 72.)

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Coggeshall, and by unanimous consent the same was amended as follows:

Page 21, strike out section 2 and insert in place thereof the following:

"No such contract shall be made, unless a petition for such lighting signed by a majority in number of the owners of property assessed on the last proceeding town assessment-roll representing a majority in value of such property, shall be filed in the office of the town clerk of said town."

Said bill as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

JAMES S. WHIPPLE,

Clerk.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Hasenflug	Metzler	Sawyer
Ahern	Egan	Hawkins	Miller	Scanlon
Allds	Ellis	Henry	Minton	Sharkey
Apgar	Everett	Herrick	Morgan	Siems
Axtell	Fallows	Hill	Morris	Slater
Babcock	Fancher	Holsten	O'Connell	Sloane
Baker	Farrell	Honeck	O'Connor	Smith, A R
Barnes	Fish	Hyman, S F	Patton	Smith, J E
Baum	Fiske	Irwin	Phillips	Smith, J L
Beede	Fitzger'd J B	Johnson	Phipps	Smith J T
Bradley	Fitzger'd J J	Juengst	Plank	Snyder, R A
Brennan	Fordyce	Kelley, E E	Platt	Snyder, T
Bryan	Fowler	Kelly, G T	Post	Stevens
Burnett	Frisbie	Kelsey	Poth	Stewart
Cain	Galbraith	Kittell	Price	Streifler
Cohn	Gale	Knipp	Prince	Sullivan, T P
Conger	Gardiner, R	Larzelere	Remsen	Sullivan, W J
Cook	Gardner C J	Lewis, M E	Rierdon	Swift
Cooley	Geoghan	Lewis, T D	Roberts	Trainor
Costello	Gleason	Litchard	Roche	Treat
Cotton	Graham	Marson	Rodenbeck	Tripp
Coughtry	Green	Martin	Rogers	Waite
Darrison	Griffith	McCreary	Rowe	Walrath
De Graw	Guider	McEwan	Russell	Weekes
Delaney, J T	Hallock	McInerney	Rytenberg	West
Delaney, W F	Halpin	McKeown	Sage	Wheeler
Demarest	Harburger	McMillan	Sanders	Wilson
Dillon	Harris	Meister	Sands	Witter
Doughty				

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dusinbery	Henry	Metzler	Sawyer
Ahern	Egan	Herrick	Miller	Scanlon
Allds	Ellis	Hill	Minton	Sharkey

Apgar	Everett	Holsten	Morgan	Siems
Axtell	Fancher	Honeck	Morris	Slater
Babcock	Farrell	Hyman, A	ZO'Connell	Sloane
Baker	Fish	Hyman, S F	O'Connor	Smith, A R
Barnes	Fiske	Irwin	Patton	Smith, J E
Baum	Fitzger'd	J B Johnson	Phillips	Smith, J L
Bedell	Fitzger'd, J J	Juengst	Phipps	Smith, J T
Beede	Fordyce	Kelley, E E	Plank	Snyder, R A
Bradley	Fowler	Kelly, G T	Platt	Snyder, T
Brennan	Frisbie	Kelsey	Post	Stevens
Bryan	Galbraith	Kittell	Poth	Stewart
Burnett	Gale	Knipp	Price	Streifler
Cain	Gardiner, R	Larzelere	Prince	Sullivan, T P
Cohn	Gardner C J	Lewis, M E	Remsen	Sullivan, W J
Cook	Geoghan	Lewis, T D	Rierdon	Swift
Cooley	Gleason	Litchard	Roberts	Trainor
Costello	Graham	Maher	Roche	Treat
Cotton	Green	Marson	Rodenbeck	Tripp
Coughtry	Griffith	Martin	Rogers	Waite
Darrison	Guider	McCreary	Rowe	Weekes
Davis	Hallock	McEwan	Russell	West
De Graw	Halpin	McInerney	Ryttenberg	Wheeler
Delaney, J T	Harburger	McKeown	Sage	Wilson
Delaney, W F	Harris	McMillan	Sanders	Wissel
Demarest	Hatch	Meister	Sands	Witter
Doughty	Hawkins	Metcalfe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered the vote on the final passage of the same, and as amended, have again passed the same.

The Senate returned the bill (No. 1723, Senate reprint No. 1447) entitled "An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to the funded indebtedness of such cities, etc." (Int. No. 1204), with a message that they have concurred in the passage of the same with the following amendment:

Page 6, line 8, strike out the word "thirty" and insert the word "sixty."

Mr. Coughtry moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 143 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	McMillan	Sanders
Ahern	Dusinbery	Hawkins	Meister	Sands
Allds	Egan	Henry	Metcalf	Sawyer
Apgar	Ellis	Herrick	Metzler	Scanlon
Axtell	Everett	Hill	Miller	Sharkey
Babcock	Fallows	Hitchcock	Minton	Siems
Baker	Fancher	Holsten	Morgan	Slater
Barnes	Farrell	Honeck	Morris	Sloane
Baum	Fish	Hyman, A	Z O'Connell	Smith, A R
Bedell	Fiske	Hyman, S F	O'Connor	Smith, J E
Beede	Fitzger'd, J B	Irwin	Patton	Smith, J L
Bradley	Fitzger'd, J J	Johnson	Phillips	Smith, J T
Brennan	Fordyce	Juengst	Phipps	Snyder, R A
Bryan	Fowler	Kelley, E E	Plank	Snyder, T
Burnett	Frisbie	Kelsey	Platt	Stevens
Cain	Galbraith	Kittell	Post	Stewart
Cohn	Gale	Knipp	Poth	Streifler
Conger	Gardiner, R	Larzelere	Prince	Sullivan, T P
Cook	Gardner, C J	Lewis, M E	Remsen	Swift
Cooley	Gleason	Lewis, T D	Rierdon	Trainor
Costello	Graham	Litchard	Roberts	Treat
Cotton	Green	Maher	Roche	Waite
Coughtry	Griffith	Marson	Rodenbeck	Walrath
Darrison	Guider	Martin	Rogers	Weekes
Davis	Hallock	McCreary	Rowe	Wheeler
Delaney, J T	Halpin	McEwan	Russell	Wilson
Delaney, W F	Harburger	McInerney	Rytenberg	Wissel
Demarest	Harris	McKeown	Sage	Witter
Dillon	Hasenflug			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the bill (No. 2193, Senate reprint No. 1476) entitled "An act making appropriations for certain ex-

penses of government and supplying deficiencies in former appropriations" (Int. No. 376), with a message in the words following:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two houses upon the Assembly bill (No. 2193, Senate reprint No. 1476), entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," report that they have duly conferred upon said matters, and agree to recommend as follows:

The Senate recedes from all amendments offered to Assembly bill No. 2193 and in lieu thereof the conference committee reports the following substitute bill:

AN ACT making appropriations for certain expenses of government and supplying deficiencies in former appropriations.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The treasurer shall pay, on the warrant of the comptroller, from the several funds specified, to the persons, and for the objects indicated in this act, the amounts named, or such parts of those amounts as shall be sufficient to accomplish, in full, the purposes designated by the appropriations, which several amounts are hereby appropriated out of any moneys in the treasury not otherwise appropriated, but no warrants shall be issued, except in cases of salaries, until the amounts claimed shall have been audited and allowed by the comptroller, who is hereby authorized to determine the same. The persons demanding payment shall present to him a detailed statement, in items, verified by affidavit; and if the account shall be for services, it must show when, where and under what authority they were rendered; if for expenditures, when, where and under what authority they were made; if for articles furnished when and where they were furnished, to whom they were delivered, and under what authority; and if the demand be for traveling expenses, the account must also specify the distance traveled, the place of starting and destination, the duty or business and the date and items of expenditure. On all accounts for transportation, furniture, blank and other books furnished for the use of officers, binding, blanks, printing, stationery and postage, a bill duly verified must be furnished; but whenever an appropriation shall have been provided otherwise, the sum herein directed to be paid shall not be considered as an addition to such other appropriation unless it shall be expressly so declared in this act.

FROM THE GENERAL FUND.

EXECUTIVE DEPARTMENT.

For compensation, expenses and fees of witnesses upon application for executive clemency in capital cases to be paid by the comptroller upon the order of the governor the sum of twelve hundred dollars.

To reimburse the contingent account of the executive department the sum of twenty-one hundred and ten dollars, being the amount paid by the governor for supplies ordered prior to January first, eighteen hundred and ninety-nine, and for the printing of the state papers of his predecessor.

The sum of two thousand one hundred seventy-nine dollars or so much thereof as may be necessary for the confidential examinations and investigations by the direction of the governor, the same to be paid by the comptroller to the governor upon his order.

For the executive department for the printing of the governor's message transmitted to the legislature of eighteen hundred and ninety-six, the sum of one hundred and fifty-nine dollars and five cents.

The governor is hereby authorized to pay for the uses and purposes of the executive department and executive mansion the sum of two thousand eight hundred and thirty dollars and forty-two cents, the same being the balance in his hands for monies heretofore received by him for fees of notaries.

JUDICIARY.

For Robert Earl, associate judge of the court of appeals, whose term of office is abridged under the provisions of section twelve, article six, of the constitution, who has served as such associate judge ten years, twelve thousand dollars, or so much thereof as may be necessary.

For Charles Andrews, late chief judge and associate judge of the court of appeals, whose term of office is abridged under the provisions of section twelve, article six, of the constitution, who has served as such chief judge and associate judge ten years, twelve thousand dollars, or so much thereof as may be necessary.

For Jackson O. Dykman, a justice of the supreme court in the second judicial district, not residing in the county of Kings, whose term of office was abridged under the provisions of section twelve of article six of the constitution, and who served as such justice more than ten years, seven thousand two hundred dollars, or so much thereof as may be necessary; and for additional compensation, pursuant to chapter seven hundred and sixty-five of the

laws of eighteen hundred and sixty-eight, as amended by chapter one hundred and twenty-six of the laws of eighteen hundred and eighty-three, and chapter one hundred and fourteen of the laws of eighteen hundred and ninety-four, three thousand seven hundred and fifty dollars, said amount to be refunded to the treasury pursuant to the provisions of the above mentioned acts.

For deficiency in appropriation for supplying other states with reports of the court of appeals and the supreme court, pursuant to section twenty-seven of the executive law, as amended by chapter two hundred and forty-eight of the laws of eighteen hundred and ninety-three, five hundred dollars, or so much thereof as may be necessary.

For Jane R. Follett, widow of the late David L. Follett, justice of the supreme court, for the sixth judicial district, who died July fifth, eighteen hundred and ninety-nine, the sum of three thousand six hundred dollars, being the amount of the annual compensation of said justice for the calendar year eighteen hundred and ninety-nine, which would have been earned by him had he continued to live until the close of that year and had served as said justice.

For the trial justices who attend a term or part of the supreme court, except in the counties of New York and Kings, outside the county in which he resides, for actual necessary traveling and other expenses incurred by them in the performance of their duties, not exceeding one thousand dollars each in any one year, the sum of twenty-five thousand dollars, to be paid after due audit by the comptroller.

For the balance of the salary of the librarian of the appellate division in the fourth judicial department from April first nineteen hundred to September thirtieth nineteen hundred, seven hundred dollars; and for the balance of his salary for the fiscal year commencing October first nineteen hundred, fourteen hundred dollars, as provided by chapter two hundred fifty-eight of the laws of nineteen hundred.

For compensation of confidential clerks to the justices of the supreme court designated to the appellate division of the second department, eight thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter one hundred fifty-one of the laws of nineteen hundred.

LEGISLATURE.

For the clergymen officiating as chaplain of the assembly, during the session of nineteen hundred, for compensation, to be paid to the clerk of the assembly, for distribution by him to those clergymen, at the rate of five dollars a day for every day

of attendance, four hundred dollars, or so much thereof as may be necessary.

For the clergymen officiating as chaplain of the senate during the session of nineteen hundred, for compensation, to be paid to the clerk of the senate, for distribution by him to those clergymen, at the rate of five dollars a day for every day of attendance, four hundred dollars, or so much thereof as may be necessary.

For engrossing resolutions ordered by the assembly of nineteen hundred, five hundred dollars, or so much thereof as may be necessary, to be paid upon the certificate of the clerk of the assembly.

For the clerks of the senate and assembly, for the use of the senate and assembly, for file boards, index clerk's books, committee books, stationery, printing, for revising the clerk's manual and books, and copies of codes for the use of the senate and assembly, judiciary and codes committees, thirteen thousand nine hundred and ninety-five dollars and fifty cents.

For advances by the comptroller to the clerks of the senate and assembly, to pay expenses of receiving reports and printed documents from the several state departments, addressing and forwarding the same to members of senate and assembly, forty-five hundred dollars, or so much thereof as may be necessary. Such reports and documents shall be delivered by the printer to the document departments of the senate and assembly in the proportion to which such departments are respectively entitled.

For deficiency in appropriation for postage, expenses of committees, compensation of witnesses, legislative manual, Crosswell's manual, clerk's manual, indexing the bills, journals and documents of the senate and assembly, and other contingent expenses of the legislature, fifteen thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for compensation and mileage of members and officers of the legislature, ten thousand dollars, or so much thereof as may be necessary.

For the clerk of the assembly, for the payment of funeral expenses of James C. Crawford, late sergeant-at-arms of the assembly, two hundred eighty-eight dollars and ninety cents.

For the payment in full of counsel fees to the assembly special investigating committee of eighteen hundred and ninety-nine the sum of twenty thousand dollars, to be paid upon the certificate of the chairman of the committee and the speaker of the assembly and upon the audit of the comptroller. No part of this appropriation shall be available until discharges of all such claims are presented within the amount of this appropriation.

For the preparation of supplementary indices of senate bills,

journals and documents, and indexing of the executive journals of the senate, the sum of one thousand dollars, to be paid by the comptroller on the certificate of the president of the senate.

COMPTROLLER.

For the comptroller, for the payment of compensation and expenses of counsel employed by him in legal actions or proceedings, eight thousand dollars, or so much thereof as may be necessary.

For the comptroller, to pay claims on file in his office for assessments for local improvements on property owned by the state, the sum of five thousand dollars or so much thereof as may be necessary, and for expenses in investigating such claims the sum of five hundred dollars, or so much thereof as may be necessary. All fees, interest and expenses of sale or collection incurred by local authority, officer or agent, in making any assessment, levy or collection or sale upon or of state property, or property held in trust for the state, for street or other municipal improvements in any municipal corporation of the state, shall be rejected by the comptroller.

For the care, maintenance, repairs and improvements of the Saratoga monument and the grounds connected therewith, to be expended under the supervision of the comptroller, pursuant to the provisions of chapter five hundred and fifty-five of the laws of eighteen hundred and ninety-five, the sum of six hundred dollars, or so much thereof as may be necessary.

For the expenses of examinations and investigations of public institutions, made pursuant to law, the sum of two thousand dollars, or so much thereof as may be necessary, to be paid upon vouchers audited by the comptroller.

For the comptroller, for the payment of judgments against the state, for costs in certain actions pursuant to section thirty-two hundred and forty-one of the code of civil procedure, four thousand dollars, or so much thereof as may be necessary.

For the comptroller, for recopying, binding and repairing tax books, sales books, tax diaries, redemption diaries and other books and records of the land bureau in the comptroller's office, two thousand dollars, or so much thereof as may be necessary.

For the comptroller, for necessary expenses in preparing for and conducting a state tax sale of lands for non-payment of taxes, and for printing and publishing notices of sale as provided by law and list of the lands to be sold for taxes, thirty thousand dollars, or so much thereof as may be necessary.

For the comptroller, for the payment of expenses incurred in protecting the state lands in the forest preserve from fire during

the year eighteen hundred and ninety-nine, twelve thousand eight hundred and forty-one dollars and ninety-seven cents, which amount shall be paid on the certificate of the forest preserve board and the audit of the comptroller.

For the comptroller, for the payment of an agent or agents, and for other necessary expenses in the enforcement of the act to license and regulate the business of private detectives and detective agencies, the sum of three thousand dollars, or so much thereof as may be necessary, the amount herein appropriated to be paid from the funds received for license fees, as provided in chapter four hundred and twenty-two of the laws of eighteen hundred and ninety-eight, as amended by chapter three hundred and eighteen of the laws of eighteen hundred and ninety-nine.

For the comptroller, for salary and expenses of examiner appointed by the governor, pursuant to chapter four hundred and fourteen of the laws of eighteen hundred and ninety-nine, to examine the books of the running associations, three thousand dollars, or so much thereof as may be necessary, and for salaries and expenses of two examiners to examine the books of the trotting associations of the state, four thousand dollars. The amounts herein appropriated to be paid from the funds collected from said associations.

For the comptroller, for the salary and expenses of Hamilton Busby, as examiner, appointed by the governor, to examine the books of trotting associations of the state, from May first to July twentieth, eighteen hundred and ninety-nine, four hundred and twenty-six dollars and forty-three cents; for the salary and expenses of Carll S. Burr, junior, as examiner appointed by the governor, from July twenty-seventh, eighteen hundred and ninety-nine to May first nineteen hundred, one thousand five hundred and twenty-five dollars, or so much thereof as may be necessary. The amounts herein appropriated to be paid from the funds collected from said associations.

For the comptroller to supply the deficiency in the appropriation provided by chapter six hundred and fifty-four of the laws of eighteen hundred and ninety-nine, to be paid upon the filing of the proper vouchers in accordance with the provisions of that statute to be paid to the following persons, the following sums, or so much thereof as may be necessary; Amos J. Bush, three hundred thirty-seven dollars fifty cents; Andrew J. Simons, three hundred twenty-two dollars; William B. Stevens, three hundred twenty-two dollars; Nelson A. Moss, three hundred twenty dollars; Henry P. Dailey, six hundred and forty-two dollars.

For deficiency in appropriation for advances to county treas-

urers on amount of taxes on property of non-residents and for taxes on state wild or forest lands, which may be returned to the comptroller's office, and for adjusting accounts of state taxes with counties, forty thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for postage on official letters, documents and other matter sent by mail or express by the governor, secretary of state, comptroller, treasurer, attorney-general, state engineer and surveyor, superintendent of public instruction, regents of the university, adjutant-general, clerk of the court of appeals, state board of charities, state board of health, civil service commission and bureau of labor statistics, two thousand dollars, or so much thereof as may be necessary.

For the comptroller, ten thousand dollars or so much thereof as may be necessary to pay the amount ascertained to be due Hamilton county on account of taxes pursuant to chapter two hundred and seventeen of the laws of eighteen hundred and eighty-nine.

For the comptroller, for taxes due on lands purchased by the forest preserve board, pursuant to chapter two hundred and twenty of the laws of eighteen hundred and ninety-seven, twenty-five thousand dollars, or so much thereof as may be necessary.

For the comptroller, for continuing the work of examination, arrangement, compilation and binding of the records of the revolutionary war in the comptroller's office, fifteen hundred dollars, or so much thereof as may be necessary.

For the comptroller for furnishing and refitting his office with steel filing cases for the safe keeping of the statistics, documents and records of his office, the sum of fifteen thousand dollars, or so much thereof as may be necessary; such work to be done on plans and specifications of the state architect. None of this appropriation shall be available until after contracts have been let therefor to the lowest responsible bidder, and a satisfactory bond for the completion of the same has been approved by, and filed with the comptroller.

For the comptroller, for the redemption of certificate number five, due January thirtieth, nineteen hundred and one, issued for the purchase of land for the Adirondack park, under chapter five hundred and sixty-one of the laws of eighteen hundred and ninety-five, fifty-five thousand dollars, and for one year's interest at three per centum, on certificates numbers five to ten, issued for the same purpose, nine thousand nine hundred dollars.

For the comptroller, for the payment of interest at three and one-half per centum for one year on four hundred thousand dollars of Adirondack park bonds, issued pursuant to chapter two hundred and twenty of the laws of eighteen hundred and

ninety-seven, fourteen thousand dollars, or so much thereof as may be necessary.

For the payment of interest on comptroller's bonds, issued in pursuance of section fourteen of chapter four hundred and thirteen, laws of eighteen hundred and ninety-seven, to provide funds to meet the current expenses of government, thirty-eight thousand dollars, or so much thereof as may be necessary.

For the comptroller, for the payment of interest at three and one-half per centum for one year, on nine hundred thousand dollars of public defense bonds, issued pursuant to chapter six hundred and seventy-two, laws of eighteen hundred and ninety-eight, thirty-one thousand five hundred dollars, or so much thereof as may be necessary.

For the comptroller, for the repayment to the several towns for the highway taxes reported pursuant to chapter three hundred and fifty-one of the laws of eighteen hundred and ninety-eight the sum of fifty-four thousand sixty-five dollars and eighty-seven cents, or so much thereof as may be necessary.

SECRETARY OF STATE.

For the secretary of state, for printing, binding and furnishing the necessary blanks for lists of persons enrolled and blank challenge affidavits, for use at the general election of eighteen hundred and ninety-nine, pursuant to the provisions of chapters four hundred and ninety-nine and six hundred and thirty of the laws of eighteen hundred and ninety-nine, the sum of six thousand eight hundred and fifty-seven dollars and forty cents, or so much thereof as may be necessary.

For the purpose of complying with the provisions of section nineteen and subdivision one of section thirty-six of the election law, the sum of ten thousand dollars, or so much thereof as may be necessary.

For the secretary of state, the sum of one hundred dollars, for the purchase of the usual law books, including session laws to replace those destroyed by fire, for the town of Waterloo, in the county of Seneca.

For the purchase of card file cases, and for clerical services, for making index of the land grants, deeds, mortgages and maps, and land papers, to be paid on the certificate of the secretary of state on the audit of the comptroller, thirty-five hundred dollars, or so much thereof as may be necessary.

STATE TREASURER.

For the state treasurer, the sum of five hundred dollars, for furniture, books, binding, blanks, printing and other office expenses, or so much thereof as may be necessary.

For deficiency in appropriation for accountant and transfer officer from October first, nineteen hundred, to October first, nineteen hundred and one, four hundred dollars.

STATE ENGINEER AND SURVEYOR.

For the state engineer and surveyor, for the purpose of making necessary repairs, alterations and improvements in his office, one thousand dollars, or so much thereof as may be necessary.

For the state engineer and surveyor for surveys and maps for the use of the attorney-general in cases before the board of claims arising on account of the canals of the state, the sum of twenty thousand dollars or so much thereof as may be necessary, to be made available and payable from the canal fund.

For the state engineer and surveyor, to enable him to continue the survey, plotting and monumenting of the state lands now under lease, or to be leased in the future of the oyster industry, the sum of two thousand dollars.

For the state engineer and surveyor for traveling expenses and disbursements of employees, and for expenses incurred by his department in making examinations, surveys and maps for restoring and placing monuments on the boundary lines of the state, pursuant to chapter four hundred and twenty-one, laws of eighteen hundred and eighty-seven, the sum of six thousand eight hundred dollars payable from the general fund.

For salaries and expenses of the chief bridge designer and inspector with the necessary assistants, draughtsmen, and supplies, the sum of eight thousand dollars, or so much thereof as may be necessary.

For making such surveys in the forest preserve or on adjoining lands as may be necessary to the work of the forest preserve board or forest, fish and game commission, the sum of two thousand dollars, or so much thereof as may be necessary.

For carrying out the provisions of chapter one hundred and fifteen of the laws of eighteen hundred and ninety-eight, the sum of one hundred and fifty thousand dollars, or so much thereof as may be necessary.

THE ATTORNEY-GENERAL.

For the attorney-general, the sum of ten thousand dollars, or so much thereof as may be necessary, for the expenses of investigating claims presented against the state.

For the attorney-general, for printing, blanks and other necessary office expenses, two thousand dollars, or so much thereof as may be necessary.

For the attorney-general, for the payment of attorneys and counsel designated or employed by the governor or attorney-general for the transaction of legal business in pursuance of the provisions of chapter eight hundred and twenty-one of the laws of eighteen hundred and ninety-five, twenty thousand dollars, or so much thereof as may be necessary; but no warrant shall be issued for such payments until the amounts claimed shall be certified, audited and allowed by the governor and the attorney-general.

For the attorney-general, the sum of twenty-one thousand dollars, or so much thereof as may be necessary, to pay attorneys, counsel and commissioners employed by him in pursuance of law, and in defending the state in matters relating to claims growing out of the management and improvement of the canals.

The balance of five thousand dollars, to wit, the sum of two thousand eight hundred and fifty-four dollars and sixty-five cents, appropriated by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine for the attorney-general for the salary and necessary expenses of Benjamin J. Shove, deputy attorney-general, appointed to specially have charge of the investigation and prosecution of canal matters, is hereby re-appropriated for the use of the attorney-general to be paid out by him in such manner and for such purposes as he may deem proper or necessary for the expenses of the attorney-general's department.

For deficiency in appropriation for salary of third deputy attorney-general, one thousand dollars.

SUPERINTENDENT OF PUBLIC WORKS.

For the superintendent of public works for the purpose of properly draining the old bed of the Erie canal, from a point about one-half mile west of the hamlet of Pilgrimport, in the county of Wayne, to the village of Lock Berlin in said county, in such manner as to prevent stagnant water in said bed, the sum of two thousand dollars, or so much thereof as may be necessary.

For the superintendent of public works, for the purpose of improvements to the bulk-head and walls of the Genesee river feeder at Scottsville, and for the cleaning out of the sediment and weeds between Scottsville and a point about three miles north thereof, thirty-five hundred dollars, or so much thereof as may be necessary.

For the superintendent of public works the sum of two thousand dollars, or so much thereof as may be necessary, for the purpose of repairing and strengthening the westerly side of a wall heretofore constructed by the state, to protect the channel or waterway through which water is discharged from Skaneateles lake for the uses of the Erie canal by constructing a substantial

wall of masonry along and upon the said wall, together with a suitable roadway thereon, beginning on the south side of Genesee street in Skaneateles village, and extending to the end of such wall. All work required to be done shall be in accordance with plans and specifications to be furnished by the state engineer and surveyor.

The sum of two thousand nine hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of raising the embankments, and cleaning and changing the channel of that portion of Limestone creek, which lies within the village of Fayetteville, town of Manlius and county of Onondaga, and extends from a point known and designated as "the old brewery ruins" northerly, to connect the same with the embankments constructed by the state in the year eighteen hundred and ninety-nine, the money so appropriated to be expended by and under the direction of the superintendent of public works in accordance with plans and specifications and estimates to be furnished and approved by the state engineer and surveyor.

For the superintendent of public works, for the purpose of raising the highway north of the junction of Moose and Black river in Lewis county, five hundred dollars, or so much thereof as may be necessary.

For the commissioners of water power of Black river for deficiency incurred in maintaining the state dam and gate keeper's lodge on Beaver river, two hundred sixteen dollars and ninety cents, to be expended under the supervision of the superintendent of public works.

For the commissioners of water power on the Black river, subject to the approval of the superintendent of public works for ordinary repairs and maintaining the state dams on Beaver river and the Fulton chain, one thousand dollars.

For the superintendent of public works, for the operation, maintenance and repair of the drawbridge known as Drake's draw bridge span of Wappinger creek, in the village of New Hamburg, in the county of Dutchess, for the year ending March first, nineteen hundred, as provided by chapter two hundred and thirty-nine of the laws of eighteen hundred and ninety-two, the sum of seven hundred dollars, or so much thereof as may be necessary.

The sum of ten thousand dollars, or so much thereof as may be necessary, is hereby appropriated from the canal fund to pay for the services and disbursements incurred by the agent employed by the superintendent of public works, on request of the attorney-general, as provided in section two hundred and seventy of the code of civil procedure, in defense of claims against the state on account of the canals, such sum to be advanced to said agent by the comptroller in such sums as may be approved by him upon

such agent filing with the comptroller a good and sufficient bond in the penalty of ten thousand dollars, and vouchers shall be rendered for the advances made.

For the superintendent of public works, for payment of balance due on contract for bridge over the Erie canal at Whitesboro street, Utica, pursuant to chapter five hundred and sixty-three of the laws of eighteen hundred and ninety-seven, the sum of three thousand one hundred and ninety-seven dollars and fifty-seven cents.

For the superintendent of public works, for the payment of balance due on contract for bridge over Erie canal at South Fitzhugh street, Rochester, pursuant to chapter thirty-two, laws of eighteen hundred and ninety-seven, and chapter six hundred and six, laws of eighteen hundred and ninety-eight, the sum of two hundred and fifty-nine dollars and ninety-three cents.

The sum of three thousand dollars, being the unexpended balance of appropriation made by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, for the cleaning out of the outlet and removal of debris therein of Big Tupper lake is hereby reappropriated for cleaning away dirt and rotting timber from lands flowed by the state on the shores of Racquette pond and along the outlet of Big Tupper lake, to be expended under the direction of the superintendent of public works.

The sum of three thousand dollars, or so much thereof as may be necessary, is hereby appropriated to repair the highways on the Saint Regis Indian Reservation, said moneys to be expended under the direction of the superintendent of public works.

For the superintendent of public works for balance due for completing the work of improving the channel of Newtown creek, in the town of Horseheads, county of Chemung, seven hundred dollars and ninety-three cents.

For the superintendent of public works, for repairs of highways on the Onondaga Indian Reservation to be expended under the direction of the superintendent of public works on the roads known as "Quarry," "Cardiff," "South Hollow," "William Hill," and "Albert Everingham" roads, the sum of two thousand dollars, or so much thereof as may be necessary.

For continuing the construction of the new road running from Indian Quarry about four hundred and sixty rods southeasterly to intersect with the LaFayette road, one thousand dollars, or so much thereof as may be necessary.

For the superintendent of public works the sum of four thousand six hundred dollars, or so much thereof as may be necessary, for the purpose of repairing the seawall at foot of Owaseo lake, repairing the retaining wall on Owaseo outlet and dredging said

outlet, the work to be done and the money expended upon plans and specifications prepared by the state engineer and surveyor.

For the superintendent of public works, for balance due for work done pursuant to chapter six hundred and twenty-three of the laws of eighteen hundred and ninety-eight, for construction of steel bridge over the Glens Falls feeder on Main street, in the village of Sandy Hill, two hundred and fifty dollars, or so much thereof as may be necessary.

For the superintendent of public works for the improvement of the Shinnecock canal, thirty thousand dollars, or so much thereof as may be necessary.

The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to repair the highways, on the Allegany Indian Reservation, in the towns of Allegany, Carrollton, Elko, Salamanca, Red House, Great Valley, South Valley and Coldspring; and on the Cattaraugus Indian Reservation, in the towns of Perrysburg and Persia, in the county of Cattaraugus, said moneys to be expended under the direction of the superintendent of public works.

For the superintendent of public works, in addition to the sum of two thousand six hundred dollars heretofore appropriated by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, the sum of four thousand dollars, or so much thereof as may be necessary, for the construction of an iron bridge over Clear creek, in the Cattaraugus Indian Reservation, in the county of Erie. No part of the sum herein appropriated shall be available, except for plans and advertising, until contracts have been made and plans filed with the comptroller for the completion of the work within the amount herein specified.

SUPERINTENDENT OF PUBLIC BUILDINGS.

For painting and other incidental repairing necessary to the preservation of the buildings and premises in charge of the superintendent of public buildings, and to be expended in his discretion, the sum of five thousand dollars, or so much thereof as may be necessary.

For ventilating the governor's private office in the state capitol by means of a vent duct to the roof, and enlarging the office of the secretary to the governor in said building, and for fixtures for the same, the sum of one thousand dollars, or so much thereof as may be necessary.

For the superintendent of public buildings for work and material on the capitol necessary for the ventilation thereof, to be expended pursuant to plans made by the state architect and subject to his approval, six thousand dollars, or so much thereof as may be necessary.

For materials, supplies and labor for the covering of about twenty thousand feet of steam pipe and about twenty-two hundred steam fittings in the cellar of the state capitol and in the tunnel connecting the state capitol with the capitol boiler house, with suitable covering, approved by the state architect the sum of eight thousand dollars, or so much thereof as may be necessary.

For compensation of the secretary to the trustees of public buildings, one thousand dollars.

For plumbing, heating, gas-piping, and gas-fitting, roofs, conductors, gutters, plastering, flooring, painting and other necessary labor and expenses for the improvement and betterment of geological and agricultural hall, as per estimate of the state architect, and on plans approved by him, the sum of twenty thousand dollars, or so much thereof as may be necessary.

To reimburse the maintenance fund of the superintendent of public buildings for moneys expended, and to be expended, as per estimates from said fund for alterations, repairs and additions to the quarters of the forest preserve board and the factory inspector, nineteen hundred and fifty dollars, which said amount is to be paid by the superintendent of public buildings out of said maintenance fund.

For furnishings for the assembly chamber and the lobbies and anterooms connected therewith, five thousand dollars, or so much thereof as may be necessary.

For installing an electric pump and all accessories, and for erecting bronze gates, at the state capitol, in order to meet the requirements of the state library in keeping open nights while maintaining the system of closing other portions of the state capitol to the general public at night, the sum of twenty-nine hundred dollars, or so much thereof as may be necessary.

For the trustees of public buildings for repairs and maintenance of the senate house property at Kingston, four hundred dollars, or so much thereof as may be necessary.

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

FROM GENERAL FUND.

For repairs, renewals, betterments of buildings, equipment, fixtures, furniture, and such additional accommodations in the normal schools of the state as may be necessary, the sum of one hundred and ten thousand dollars, or so much thereof as may be necessary, to be apportioned by the state superintendent of public instruction, and to be expended by the local board of managers and payable upon bills audited by the comptroller upon vouchers approved by the state superintendent.

For the erection of new school buildings, the repair and improvement of school-houses and the purchase of necessary supplies for the Indian schools on the Allegany and Cattaraugus, the Onondaga, the Tonawanda, Tuscarora, Saint Regis, Shinnecock and Poospatuck Indian reservations, the sum of twenty-five hundred dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of public instruction.

For the state superintendent of public instruction for deficiency in the appropriation for the purpose of carrying out the provisions of chapter six hundred seventy-one of the laws of eighteen hundred ninety-four, as amended by chapter nine hundred eighty-eight of the laws of eighteen hundred ninety-five, three thousand dollars, or so much thereof as may be necessary.

For the state superintendent of public instruction to reimburse the fund of the superintendent appropriated for furniture, books, binding, blanks, printing and other necessary expenses of his department, expended from said fund in placing the conduits and electric lighting in the northeast tower room, number thirty-one, on the fifth floor of the capitol building, four hundred forty-seven dollars, which said amount has been paid by the said superintendent out of said fund for such purpose.

PAYABLE FROM THE FREE SCHOOL FUND.

For the state superintendent of public instruction for deficiency in the appropriation for the support and maintenance of the state normal and training schools, the sum of five thousand dollars, or so much thereof as may be necessary, payable upon bills to be audited by him.

INSURANCE DEPARTMENT.

For necessary changes in report room, record and document room, consisting of new cases, balconies, stairs, painting, new rubber tile floor, electric wiring, iron work and polishing and finishing cases and balconies, the sum of six thousand eight hundred dollars, or so much thereof as may be necessary, said sum to be expended on plans to be approved by the state architect.

For account of the insurance department of the state of New York for disbursements in the matter of the people of the state of New York against Edward V. Loew and others, one hundred eighty-nine dollars and forty cents.

RAILROAD COMMISSION.

For the board of railroad commissioners the sum of ninety thousand dollars, being the amount remaining unexpended in the state treasury of the appropriation made by chapter two hundred and seventeen of the laws of eighteen hundred and ninety-eight, to carry out the provisions of the railroad law in regard to grade crossings, is hereby reappropriated, said amount being fully pledged by determinations of said board to abolish certain grade crossings under the provisions of said law.

STATE ARCHITECT.

For the state architect for deficiency for transportation expenses, the sum of seven hundred and fifty dollars.

BUREAU OF LABOR STATISTICS.

For deficiencies for bulletin three hundred and sixty-four dollars and fifty-six cents and for indexing library of the bureau two hundred dollars.

COMMISSIONERS OF STATUTORY REVISION.

For the commissioners of statutory revision, for the prosecution of their work, twenty thousand dollars, or so much thereof as maybe necessary, to pay for their services and necessary expenses while engaged in the discharge of their official duties, office expenses, clerk hire, stenographers and printing, as shall be certified to be just and reasonable by the governor, the payment of each commissioner for services not to exceed at the rate of two hundred and fifty dollars per month.

To Charles Z. Lincoln, in lieu of and in full for all expenses as commissioner of statutory revision for the year beginning May first, nineteen hundred, the sum of one thousand five hundred dollars, payable in equal monthly installments.

DEPARTMENT OF AGRICULTURE.

For the commissioner of agriculture for the purpose of investigation and extermination of the San Jose scale, the sum of ten thousand dollars, or so much thereof as may be necessary.

BOARD OF MEDIATION AND ARBITRATION.

For necessary traveling expenses of the members of the board of mediation and arbitration, and of secretary and employees while engaged in the discharge of official duties, eighteen hundred dollars, or so much thereof as may be necessary.

COURT OF CLAIMS.

For contingent funds for the use of court of claims between March first and October first, nineteen hundred, eighteen hundred dollars, or so much thereof as may be necessary.

FOREST, FISH AND GAME COMMISSION.

For the forest, fish and game commission, for the payment of rebates due the various towns on account of bills paid by them for suppressing forest fires, under chapter six hundred and fifty-five of the laws of eighteen hundred and ninety-six, five thousand dollars, or so much thereof as may be necessary.

For the payment of justices, constables, attorney and court costs and moieties in various prosecutions, ten thousand dollars, or so much thereof as may be necessary, to be paid from the moneys received from fines and penalties, pursuant to section two hundred and eighty of chapter one hundred and fourteen, of the laws of eighteen hundred and ninety-six.

For an exhibit of live fish at the state fair, two hundred and fifty dollars.

For the payment to Wynkoop Hallenbeck Crawford Company for an extra edition comprising three thousand copies of the forest, fish and game law for eighteen hundred and ninety-nine, two hundred and twenty-five dollars.

For the forest, fish and game commission to meet the increase in salary of the chief protector from March first to September thirtieth, nineteen hundred, two hundred ninety-one dollars and sixty-two cents, and for the fiscal year beginning October first nineteen hundred, five hundred dollars.

The sum of one thousand dollars appropriated by chapter six hundred and six of the laws of eighteen hundred ninety-eight for counsel fees incurred by the forest commission of the state and the members thereof in defending the action of George C. Sherman against the Adirondack railroad company and others, is hereby reappropriated for the same purpose, to be paid upon the audit of the forest, fish and game commission.

The sum of three thousand, two hundred sixty dollars and sixty-one cents, being the unexpended balance of ten thousand dollars appropriated by chapter six hundred and six of the laws of eighteen hundred and ninety-eight for the commissioners of fisheries, game and forest for docks and improvements upon state lands in the state reservation on the Saint Lawrence river, is hereby reappropriated for the same purpose to the forest, fish and game commission.

The sum of two thousand five hundred dollars appropriated by chapter five hundred and sixty-nine of the laws of eighteen

hundred ninety-nine for a fish hatchery and pond on the Ischua creek in the county of Cattaraugus, is hereby reappropriated for a fish hatchery and ponds in the first assembly district of Cattaraugus county.

For the forest, fish and game commission fifteen hundred dollars, or so much thereof as may be necessary, for the construction of four fishways over dams in the Salmon river in Oswego county near the village of Pulaski to permit the return of salmon planted in the upper waters of Salmon river in or about the year eighteen hundred and ninety-five by the United States fish commission.

EXCISE DEPARTMENT.

For paying judgments against the state commissioner of excise and also judgments against any special deputy commissioner of excise or against any county treasurer where said judgments against said special deputy commissioners or county treasurers were obtained in actions or proceedings brought or defended by the direction of the state commissioner of excise, the sum of nine thousand five hundred dollars; for expenses removing partitions with filing cases, bookkeepers' room and for alterations and repairs in commissioner's room and auditor's room, two hundred and fifty dollars; for expense of new radiators in commissioner's room and in law rooms, two hundred and twenty-five dollars.

To the commissioner of excise for the salary of the deputy excise commissioner at Rochester for the balance of the present fiscal year, six hundred and seventy dollars, or so much thereof as may be necessary; for his expenses, and the expenses of his office, two hundred dollars, or so much thereof as may be necessary; and for his salary for the fiscal year beginning October first, nineteen hundred, two thousand dollars, and for his expenses, and the expenses of his office, five hundred dollars.

STATE PRISONS.

For the superintendent of state prisons for the purchase of stone to be cut and dressed for use in the construction of the Dannemora State Hospital for Insane Convicts or state prison buildings, for tools and for instruction and guarding of convicts so employed, the sum of six thousand dollars.

For providing current literature for the several state prisons, the sum of two thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of state prisons.

For securing additional instruction in the several state prisons, two thousand six hundred dollars, or so much thereof as may be necessary, to be expended under the direction of the superintendent of state prisons.

For traveling expenses of the superintendent and his clerks while engaged in the discharge of their official duties, the sum of five hundred dollars, or so much thereof as may be necessary.

UNIVERSITY OF THE STATE OF NEW YORK.

For books to be lent free to the blind of the state including necessary expenses, one thousand dollars.

For deficiency in the appropriation for the work of the state geologist for the completion of the geologic map of New York, one thousand two hundred dollars, or so much thereof as may be necessary.

For the state paleontologist for field work in the rock formations of Chautauqua, Cattaraugus and Allegany counties, in co-operation with the United States geological survey, one thousand dollars.

For the state paleontologist for special investigation in the fossil faunas of the state of New York, one thousand six hundred dollars, payable on order of the comptroller.

For expenses in the preservation and increase of the entomologic collection, one thousand dollars.

For printing special catalogues of insects for distribution to farmers, and necessary expenses in connection therewith, three hundred and sixty dollars.

For preparing colored illustrations of noxious insects, two hundred and fifty dollars.

To the regents of the university for the cost of conducting professional and technical examinations and other expenses which they are by law authorized to meet out of receipts from fees, sales of publications and other moneys paid into the university not from state appropriations, forty-four thousand dollars, or so much thereof as may be necessary, to meet the said expenses, provided no payments shall be made under this appropriation in excess of the money then in the treasury and received from the university from its receipts authorized by law to be used for this purpose.

For Mary Seymour Howell, widow of the late George Rodgers Howell, state archivist, the sum of six hundred dollars, being the sum which he would have received in salary had he continued in the service of the library to the close of the last fiscal year.

STATE MUSEUM.

For deficiency in the appropriation for maintenance of the museum in geological hall, eight hundred dollars, or so much thereof as may be necessary.

STATE HISTORIAN.

For the state historian for copyist, indexer, typewriter and for extra clerical service, and for printing, stationery, maps and supplies the sum of two thousand dollars, or so much thereof as may be necessary.

STATE BOARD OF HEALTH.

For the state board of health for deficiency in appropriation for salary of the official stenographer to attend the board meetings the sum of two hundred dollars.

CORNELL UNIVERSITY.

For the purpose of improving, maintaining and administering the experimental forest in the county of Franklin by the State College of Forestry, thirty thousand dollars, said sum to be deposited by the comptroller to the credit of Cornell University in such bank or banks as may be designated by the comptroller for that purpose and to be drawn against by the treasurer of Cornell University and to be accounted for in the same manner as provided in chapter one hundred and twenty-two, laws of eighteen hundred and ninety-eight as amended.

To Cornell University for the state veterinary college, ten thousand dollars.

STATE CARE OF INSANE.

For the support and maintenance of the state hospitals other than salaries and wages of officers and employees, pursuant to the provisions of the insanity law and the amendments thereto, two hundred and fifty thousand dollars, or so much thereof as may be necessary, to be paid from the moneys received for board and care of private patients, sale of farm products and other miscellaneous receipts of said hospitals.

MISCELLANEOUS REPORTER.

For deficiency in former appropriations for assistants, clerk hire, obtaining copies of opinions and office expenses, the sum of one thousand four hundred eighty dollars to be paid by the state treasurer on the certificate of the reporter and the audit and certificate of the comptroller.

LIBRARIES.

For the library of the supreme court, appellate division of the second judicial department, the sum of one thousand dollars, or so much thereof as may be necessary, to be paid upon vouchers approved by the presiding justice of said court.

For the law library in the chambers of the supreme court justices in Kings county, five hundred dollars, or so much thereof as may be necessary, to be paid after due audit of the comptroller.

For the second judicial district law library at Newburgh, for the purchase of law books and reports, necessary rebinding of books belonging to said library, one thousand dollars, or so much thereof as may be necessary, to be paid on bills therefor, certified by a majority of the trustees having charge of said library.

For the maintenance of the library of the appellate division and the trial terms of the supreme court in the first judicial department, two thousand dollars, or so much thereof as may be necessary.

For the fifth judicial district library at Utica, for the purchase of books and necessary rebinding of books belonging to said library, the sum of one thousand dollars, to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of said library; for the sixth judicial district library at Elmira, for the purchase of books and necessary rebinding of books belonging to said library, the sum of two thousand dollars to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of said library.

For the third judicial library at Kingston for law books and insurance premiums six hundred two dollars and fifty cents.

For the supreme court library for the eighth judicial district in the city of Buffalo, for the purchase of law books and reports, and necessary rebinding of books belonging to said library, the sum of three thousand dollars, to be paid on presentation to the comptroller of vouchers verified by a majority of the trustees having charge of such library.

For the library of the supreme court, appellate division, fourth judicial department, for the purchase of books and supplies for said library the sum of three thousand dollars, or so much thereof as may be necessary.

For the court of appeals library situate in the city of Syracuse for the purchase of books for said library the sum of three thousand dollars, or so much thereof as may be necessary, to be paid upon the presentation to the comptroller of vouchers approved by the majority of the trustees in charge of said library.

NATIONAL GUARD.

For the adjutant-general, to enable him to comply with sections thirty-eight, thirty-nine and forty, chapter sixteen of the general laws of the state, and to complete the personal records of the regiments, companies, troops, batteries and marines of this state

which served in the late war for the Union, and for printing and binding the same in book form under the direction of the adjutant-general, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the adjutant-general, for the payment of pensions to members of the National Guard and Naval Militia and pay and care for the same when injured or disabled in service, pursuant to sections one hundred and twenty-nine and one hundred and thirty-two, chapter five hundred and fifty-nine, laws of eighteen hundred and ninety-three, and the acts amendatory thereof, and for payment of expenses and examinations of claims for pensions under said act, the sum of six thousand dollars, or so much thereof as may be necessary.

For the adjutant-general, for services and necessary traveling expenses in prosecuting war claims of the state against the United States, under his direction, six thousand dollars, or so much thereof as may be necessary, to be approved by the governor as commander-in-chief.

For the adjutant-general, payable from the military record fund for the expenses of the bureau of military records, five hundred dollars, or so much thereof as may be necessary.

For the armory commission, for repairs, improvements and betterments of the state arsenals, armories, camp grounds and the rifle ranges at Creedmoor and throughout the state, the sum of twenty thousand dollars, or so much thereof as may be necessary.

For the state board of armory commissioners for repairing and improving the state armory at Albany, the sum of three thousand five hundred dollars, to be expended under the direction of said board, the work to be done and materials furnished, so far as practicable, upon contract, to be entered into with the lowest responsible bidder, after suitable advertisement.

For the state board of armory commissioners, for reimbursing the county of Monroe, for work done at the state armory at Rochester, New York, and paid from the funds provided by the board of supervisors of Monroe county, the sum of four thousand seven hundred and ninety dollars and seventy-one cents, or so much thereof as may be necessary.

For Anna S. Hanley, of Tecumseh, Michigan, widow of Thomas Hanley, who enlisted July twenty-sixth, eighteen hundred and sixty-three as private, company A, Eighteenth New York Volunteer Cavalry, the sum of one hundred and fifty dollars, being amount of claim for bounty, authorized under act of the legislature of April seventeenth, eighteen hundred and sixty-three, said amount to be paid on the certificate of the adjutant-general.

For labor and materials necessary to repair and enlarge the armory located at Middletown, which is chargeable to the state under the provisions of the military code and the act providing for the erection of said armory, the sum of twenty-seven thousand nine hundred and eighty dollars, or so much thereof as may be necessary to complete the same in accordance with the recommendations of the armory commission inspectors report thereon. No part of such appropriation shall be available except for plans, specifications and advertising until a contract therefor according to said plans and specifications shall have first been made for the completion thereof within the sum appropriated, and the performance thereof secured by a satisfactory bond approved by the comptroller.

STATE BOARD OF CHARITIES.

For the state board of charities the sum of two thousand five hundred dollars, or so much thereof as may be necessary to reimburse the maintenance account of said board for expenses incurred in conducting the investigation requested by the governor into the administration of the New York Soldiers' and Sailors' Home, and to pay the further expenses of such investigation.

STATE LEGISLATIVE PRINTING.

For the legislative printing of the state done pursuant to the contract therefor, and for the printing of five thousand copies of the report of the special committee on taxation and the bill accompanying same, as ordered by concurrent resolution January seventeenth, nineteen hundred; and the printing of twenty-five hundred copies of the report of the canal advisory commission, as ordered by resolution of the assembly January twenty-sixth, nineteen hundred; and the printing of twenty-five hundred copies of the report of the New York commerce commission, as ordered by resolution of the assembly January twenty-sixth, nineteen hundred; and the printing of five hundred copies of assembly document number four, as ordered by resolution of the assembly January thirtieth, nineteen hundred; and the printing of five hundred copies of assembly document number thirty-four, as ordered by resolution of the assembly January thirtieth, nineteen hundred; and the printing of five thousand copies of the report of the assembly committee on tuberculosis and other diseases of animals, as ordered by concurrent resolution February fourteenth, nineteen hundred; and the printing of two thousand copies of assembly bill number nine hundred and seventy-eight, as ordered by resolution of the assembly February fifteenth, nineteen hundred; and the printing

of five hundred copies of the report of the superintendent of public buildings, as ordered by resolution of the assembly February twentieth, nineteen hundred; and the printing of five thousand copies of the annual report of the bureau of labor statistics, as ordered by resolution of the assembly February twenty-eighth, nineteen hundred; and the printing of five hundred copies of senate bill number nine hundred, as ordered by resolution of the senate March one, nineteen hundred; and the printing of two thousand copies of senate bill number six hundred and seventy-two, as ordered by resolution of the senate March seventh, nineteen hundred; and the printing of five hundred copies of senate bill number ten hundred and thirty-four, as ordered by resolution of the senate March eighth, nineteen hundred; and the printing of ten thousand copies of the transactions of the New York state agricultural society for the years eighteen hundred and ninety-eight and eighteen hundred and ninety-nine; and the printing and binding done and furnished in properly representing New York's educational interests at the universal exposition of works of art and industrial and agricultural products, to be held at Paris in the year nineteen hundred, as provided by section four of chapter one hundred and seventy-six of the laws of eighteen hundred and ninety-eight, as amended by chapter five hundred and fifty-three of the laws of eighteen hundred and ninety-nine; and the printing and binding of twelve thousand sets of the report of the Gettysburg and Chattanooga monument commissioners; and the printing of ten thousand copies of the proceedings of the memorial services in honor of the memory of the late ex-governor Flower, as ordered by concurrent resolution passed April fourth, nineteen hundred; and the printing of two thousand copies of assembly documents numbers twenty-six and twenty-seven, with the testimony, as ordered by resolution of the assembly March twenty-third, nineteen hundred; all of which are hereby legalized and confirmed and which shall have the same force and effect as if the work therein ordered had been ordered by statute, and the same shall be deemed to have been ordered by statute to be printed and bound, and shall be paid for at the amounts audited by the comptroller, in accordance with the contract rate price fixed therefor in the contract for the legislative printing for the years in which such printing was done, and the amount so audited and allowed shall be paid upon filing of the proper receipts in full for said items; and for the payment to the contractor to do the public or legislative printing of such sum for extra materials furnished and overtime employed in the printing of the special edition of the insurance department report as may be certified to the comptroller by the superintendent of the insurance department as a proper charge

for such extra materials and overtime, the sum of one hundred thousand dollars, or so much thereof as may be necessary.

CIVIL SERVICE COMMISSION.

The following sums being the unexpended balances of appropriations made to the civil service commission by chapters five hundred and ninety-three and six hundred and seven of the laws of eighteen hundred and ninety-eight are hereby re-appropriated.

For local examinations, seven thousand six hundred and ninety-six dollars and thirty-seven cents.

For salaries of secretary and necessary clerks, examiners and stenographers, five thousand four hundred and twenty-six dollars and ninety-four cents.

For traveling expenses of the chief examiner and assistant, six hundred and ninety-two dollars and forty cents.

For traveling expenses of the secretary and assistant secretary, three hundred and ninety-one dollars and twenty-one cents.

For office expenses, one thousand eight hundred and eighty-eight dollars and sixty-one cents.

STATE RESERVATION AT NIAGARA.

For the commissioners of the state reservation at Niagara, for the construction of a seven span bridge with sidewalks and repairing abutments, said bridge to be built upon plans and specifications approved by the state engineer and surveyor, the sum of forty-six thousand dollars, or so much thereof as may be necessary. No part of the money hereby appropriated shall be available until after the execution of a contract and bond by a responsible party to said commissioners for the completion of the said work at a cost within the above appropriation, and the filing of said contract and bond with the comptroller.

For the commissioners of the state reservation at Niagara for extraordinary expenditures for the year nineteen hundred, five thousand dollars.

COMMISSIONERS OF THE LAND OFFICE.

For the purpose of preparing by the state engineer and surveyor a map on a proper scale of the shore lines of the towns of Westchester, Eastchester and Pelham, and other portions of the former county of Westchester not already plotted, and the shore lines in the counties of Queens and Nassau, showing all the grant of land under water heretofore made by or under authority of the state, the sum of two thousand five hundred dollars, or so much thereof as may be necessary. The said map

shall be submitted to the commissioners of the land office for approval, and duplicates thereof filed with the secretary of state and the state engineer and surveyor.

STATE INSTITUTIONS.

WILLARD STATE HOSPITAL.

For the employment of clergymen at the Willard State Hospital, the sum of one thousand dollars, or so much thereof as may be necessary, is hereby appropriated to be paid under the direction of the board of trustees from the appropriation for the state care of the insane.

For the maintenance of state institutions to be paid from the moneys paid into the treasury of the state under section thirty-seven, chapter five hundred and eighty, laws of eighteen hundred and ninety-nine: For the State School for the Blind, Batavia, New York, two thousand dollars; for the Craig Colony, Sonyea, New York, six thousand dollars; for the New York State Reformatory, Elmira, New York, twenty thousand dollars; for the State Institution for Feeble Minded Children, Syracuse, New York, twelve thousand dollars.

NEW YORK WOMAN'S RELIEF CORPS HOME.

For the board of managers of the New York Woman's Relief Corps Home, for the furnishing of the corridor heretofore completed, including the purchase of a typewriter and desk, four hundred and fifty dollars, or so much thereof as may be necessary.

SYRACUSE INSTITUTION FOR FEEBLE-MINDED CHILDREN.

For the Syracuse Institution for Feeble-Minded Children, for improving and reconstructing the plumbing and drainage system throughout the institution, twelve hundred and fifty dollars, or so much thereof as may be necessary; for the erection of a building and connecting corridor for general bath house, six thousand five hundred eighty-seven dollars; for plumbing, drainage and steam fitting for the bath house, two thousand eight hundred dollars; for new floors and steel ceilings in various parts of the building, one thousand dollars.

THE NEW YORK STATE SCHOOL FOR THE BLIND.

For the renewing of all tin roofs, gutters and conductor pipes, material and labor for the same, fifteen hundred dollars; for the purchase of stringed instruments to be used in giving in-

struction upon the same to pupils, one hundred and fifty dollars; for the laying of cement walks, one thousand dollars; for the purchase of books and apparatus, five hundred dollars; for the purchase of harness to replace one worn out, sixty dollars; for warming system, for plumbing, bath and drainage system for gymnasium, nineteen hundred and fifty dollars, or so much thereof as may be necessary.

CRAIG COLONY FOR EPILEPTICS.

The sum of five thousand dollars, appropriated by chapter one hundred and ninety-six of the laws of eighteen hundred and ninety-eight, for two under grade crossings on the Western New York and Pennsylvania Railroad, is hereby reappropriated for the same purpose.

For George J. Metzgar for services as architect at the Craig Colony for Epileptics in full of services to date nine hundred and twenty-three dollars and ninety-one cents; for Thomas W. Finucane for extra work in the construction of buildings in the year eighteen hundred and ninety-nine, six hundred and seven dollars and eleven cents.

For the board of managers of Craig Colony, for work done under the special appropriations in eighteen hundred ninety-eight and eighteen hundred ninety-nine, being a deficiency in construction, four thousand six hundred forty-eight dollars and forty-seven cents.

SOLDIERS AND SAILORS' HOME.

For the Soldiers and Sailors' Home at Bath for furniture, carpets and other furnishings for the house of the commandant, two thousand dollars, or so much thereof as may be necessary.

STATE CUSTODIAL ASYLUM FOR FEEBLE-MINDED WOMEN AT NEWARK.

For completion, equipment and putting into service work now being done and under contract, including power house, coal sheds, conduits, work on same, electrical work and power building, retaining walls, drainage, painting and all such general work as may be necessary for occupation, three thousand dollars.

For extraordinary repairs, walks, grading, improving grounds, restoring grounds on change of power house and building new work required by same, fencing, painting, kitchen equipments in building "A," new floors and furnishing in superintendent's

office, new floors and repairs in store room, two thousand dollars.

For payment to the American Watchman's Time Detector Company the balance as may be found to be due to it for work done in eighteen hundred and ninety-six and eighteen hundred and ninety-seven—four hundred and twenty-eight dollars and twenty-seven cents, or so much thereof as may be necessary.

For the payment to Joseph Blaby for services as architect rendered in eighteen hundred and ninety-eight and eighteen hundred and ninety-nine for drawings and specifications for cottage dormitory (E) and expenses to Albany on same, it being then intended that the building was to be erected without the supervision of the state architect, four hundred dollars.

For fire escapes on "A" building, and apparatus connected therewith, one thousand eight hundred dollars; for one ten ton wagon scale, one hundred and seventy-five dollars or so much thereof as may be necessary.

THOMAS ASYLUM.

For the board of managers of the Thomas Asylum for Orphan and Destitute Indian Children for repairs to the old dormitories and to provide for a temporary laundry and for the purchase of the necessary laundry machinery three thousand dollars; for architects fees and traveling expenses, three thousand two dollars and fifty cents.

MATTEAWAN STATE HOSPITAL.

For the Matteawan State Hospital, to be expended under the direction of the superintendent of state prisons, the following sums, or so much thereof as may be necessary: For farmer's house, one thousand dollars; for electric wiring, two thousand dollars; for gas machine and laundry heaters, four hundred seventy-five dollars; for fire hose and apparatus, four hundred fifty dollars; for steam drum over boilers, eight hundred dollars; for piano for chapel services, three hundred fifty dollars.

For maintenance, the sum of one hundred thousand dollars, or so much thereof as may be necessary, payable from moneys received by said state hospital for the care and maintenance of patients, the sale of farm products, and from other sources and deposited in the state treasury, as required by law. Of this sum, so much thereof as has been expended out of funds withdrawn from moneys appropriated for the use of the state hospitals under the provisions of chapter five hundred and seventy-two of the laws of eighteen hundred and ninety-nine, shall be refunded thereto.

WESTERN HOUSE OF REFUGE FOR WOMEN AT ALBION.

For the board of managers of the Western House of Refuge for Women at Albion for eight electric arc lamps, four hundred and sixty dollars; for electric wiring, one hundred and twenty dollars, or so much thereof as may be necessary; for installing transformers at the boiler house five hundred and seventy dollars, or so much thereof as may be necessary; for incandescent electric lamps one hundred dollars; for cement walks five hundred dollars; for extraordinary repairs twelve hundred dollars; for trees and shrubs for grounds, two hundred and fifty dollars; for teamster's house twelve hundred dollars, or so much thereof as may be necessary, to be built upon plans prepared by the state architect and under his supervision; and no part thereof shall be available except for plans, specifications and advertising until after a contract has been duly entered into together with a bond approved by the comptroller for the completion of the house within the sum specified herein.

STATE INDUSTRIAL SCHOOL.

For heaters at the State Industrial School at Rochester, one thousand dollars, or so much thereof as may be necessary.

For cement walks at the State Industrial School at Rochester, nine hundred and twenty-two dollars and seventy-five cents, being the unexpended balance of an appropriation therefor made by chapter seven hundred and ninety of the laws of eighteen hundred ninety-seven.

COMMISSIONERS OF QUARANTINE.

For the quarantine commissioners for the salaries of employes heretofore paid by the health officer at Hoffman and Swinburn Islands, including the salary of the secretary, ten thousand seven hundred dollars, or so much thereof as may be necessary; for maintenance fourteen thousand three hundred dollars, or so much thereof as may be necessary.

For the health officer of the port of New York for defraying the expenses of the laboratory and quarantine station, seven thousand three hundred dollars, or so much thereof as may be necessary.

MISCELLANEOUS.

For the Grand Army department, for furnishing and fitting up headquarters, the sum of eight hundred dollars, or so much thereof as may be necessary; for incidental office expenses, including postage, printing, telegraph and telephone charges, the

sum of twelve hundred dollars, or so much thereof as may be necessary.

For the New York commission for the battle fields of Gettysburg and Chattanooga the sum of nine thousand five hundred and four dollars, for the payment of the engineer and secretary and necessary employees and for such other expenses as may be required for the work of the said commission including actual and necessary traveling and other contingent expenses incurred by the said commissioners in the discharge of their duties and for compensation for their services, as provided for in section six of chapter three hundred and seventy-one of the laws of eighteen hundred and ninety-four and the provisions of chapter two hundred and sixty-nine of the laws of eighteen hundred and eighty-seven.

For the town of Romulus, Seneca county, to reimburse said town for expenses incurred in maintaining a quarantine of the Willard State Hospital and the village of Willard in said town against infection from diphtheria during its prevalence at the Willard State Hospital in the year eighteen hundred and ninety-nine, five hundred and twenty-five dollars, or so much thereof as may be necessary.

The sum of four hundred and eighteen dollars and fifty cents, being the unexpended balance of appropriation made by chapter two hundred and three of the laws of eighteen hundred and ninety, and reappropriated by chapter ninety-five, laws of eighteen hundred and ninety-eight, for expenses of the commissioners for the promotion of uniformity of legislation, is hereby reappropriated to be paid pursuant to the requirements of the laws above referred to.

For the armory commission for repairs and betterments to the Forty-third Separate Company armory at Olean, ten thousand two hundred seventy-seven dollars and fifty-five cents.

For the payment of the claim of the Utica Electric Light and Power Company for organization tax erroneously paid to the state of New York under the corporation tax law, on June twenty-seventh, eighteen hundred and ninety-nine, nine hundred and seventy-five dollars.

For the state commerce commission, appointed pursuant to chapter six hundred and forty-four of the laws of eighteen hundred and ninety-eight, as amended by chapter four hundred and ninety-four, laws of eighteen hundred and ninety-nine, for balance due for expenses of said commission, including compensation of counsel and secretary, four thousand six hundred and twenty-two dollars and forty-two cents.

For the town of Red House, Cattaraugus county, the sum of two hundred and fifty dollars, or so much thereof as may be

necessary, for moneys expended by said town for the cost and expenses of treatment for rabies, at the Pasteur Institute of the city of New York, of one Paul H. Mould a minor poor person.

For salary of superintendent of Onondaga salt springs as provided by chapter twenty-seven, laws of eighteen hundred and ninety-eight, fifteen hundred dollars.

For the electors of president and vice-president, and for special messengers, and for compensation and expenses, the sum of two thousand dollars, or so much thereof as may be necessary.

For the Jerome Park Villa Site and Improvement Company, being the amount paid into the treasury of the state by said company, on account of the corporation tax and to be refunded pursuant to a judgment and order of the supreme court May twenty-nine, eighteen hundred and ninety-nine, three thousand two hundred and seventeen dollars and fifty cents, or so much thereof as may be necessary, the same to be audited by the comptroller.

For John E. McCormick for services and expenses in expert engineering on steam heating, ventilating and power plants for the several state buildings, under the direction of the state architect, fifteen hundred eight dollars and eighty-six cents, to be paid on the certificate of the state architect.

For the widow of the late George H. Birchall, chief of the bureau of canal affairs in the state comptroller's office, for salary of her deceased husband, who served the state for thirty-three years, the sum of twenty-eight hundred dollars.

To the E. G. Bernard Company for refund of taxes paid from November first eighteen hundred ninety-three to October thirty-first eighteen hundred ninety-seven, one hundred and eight dollars.

For the clerk of the appellate division at Rochester for a typewriter machine one hundred and twenty-five dollars, or so much thereof as may be necessary.

For the faculty of the medical department of the university of Buffalo, for the equipment and maintenance of a laboratory to be devoted to an investigation into the causes, nature, mortality rate and treatment of cancer; and the salaries of officials of the same, fifteen thousand dollars; same to be paid upon vouchers officially signed by the director of said laboratory, or, in his absence, by the secretary and treasurer of the faculty, and the medical faculty of said department of said university shall report to the next legislature its expenditures and the results achieved under this and all former appropriations for this purpose.

For the purchase by the state of the premises in Poughkeepsie occupied as the executive mansion by Governor George Clinton, the sum of five thousand dollars, or so much thereof as may be necessary, title to be approved by the attorney general.

For necessary repairs of the Grant cottage on Mount McGregor

for the care and improvement of the grounds surrounding the same, and for repairs of the driveway leading thereto, the sum of one hundred and fifty dollars, or so much thereof as may be necessary.

For Mrs. Charles S. Hoyt, widow of the late Doctor Charles S. Hoyt, who served the state faithfully for thirty-two years, during thirty of which he was secretary of the state board of charities and who died December thirteenth eighteen hundred ninety-eight while superintendent of the state and alien poor, two thousand six hundred and twenty-five dollars, an amount equal to that portion of his annual compensation which would have been paid for his services to the close of the fiscal year, September thirtieth eighteen hundred and ninety-nine, had he continued to live to that date.

For Marshall M. France for extraordinary clerical work in the office of the state board of tax commissioners, three hundred dollars.

For repairs to be made to the monument on the Oriskany battlefield, and to the Steuben monument in the county of Oneida, under the direction of the Oneida Historical Society of Utica, New York, the sum of fifteen hundred dollars or so much thereof as may be necessary.

For Eugene Lamb Richards in full payment for professional services in the case of the people of the state of New York against Edward V. Loew and others, twenty-five hundred dollars.

For the stenographer of the finance committee of the senate, seven hundred dollars.

The sum of four hundred and thirty dollars, being the unexpended balance, of an appropriation of twenty-three hundred dollars made by chapter nine hundred and thirty-two of the laws of eighteen hundred and ninety-five, for the repairs and betterments of the state armory at Jamestown, is hereby reappropriated for such purpose.

For the publishers of the appellate division reports, to reimburse them for furnishing volumes of such reports to the county judges of the state, pursuant to section two hundred and fifty of the code of civil procedure, as amended by chapter two hundred and seventy-eight of the laws of eighteen hundred and ninety-nine, twenty-four hundred dollars, or such part thereof as shall represent the volumes furnished under said section by such publishers, from the time said act went into effect until the first day of December, nineteen hundred, at the rate of two dollars per volume.

For the Argus Company for the publication of three thousand sets of the debates of the constitutional convention of eighteen

hundred ninety-four, together with the indices therefor, twenty-three thousand dollars; the same to be published under the certificate of the clerk of said convention approving the form thereof; five hundred sets of said debates and indices shall be for the members of the senate for the year nineteen hundred, to be delivered to the clerk of the senate; one thousand sets for the members of the assembly for the year nineteen hundred, to be delivered to the clerk of the assembly; eight hundred sets for the state officers and members of the constitutional convention of eighteen hundred ninety-four, to be delivered to the secretary of state, and seven hundred copies for distribution to the libraries of the state, to be delivered to the superintendent of public instruction. No portion of the appropriation herein made shall be available until all contracts made under chapter eight of the laws of eighteen hundred ninety-three have been cancelled and fully released, and full payment therefor acknowledged to the satisfaction of the comptroller and the attorney general.

STATE FAIR COMMISSION.

For the state fair commission, for payment of the principal on a bond secured by mortgage on the real property of the state in the town of Geddes, Onondaga county, conveyed to the state by the New York State Agricultural Society, by deed dated July twenty-eighth, eighteen hundred and ninety-nine, fifty thousand dollars; for the payment of interest on such bond and mortgage to June first, nineteen hundred, one thousand five hundred dollars; for purchasing in behalf of the state a reversionary interest in such property, ten thousand dollars; for the liquidation of outstanding notes and accounts against the New York State Agricultural Society, not secured by mortgage, nine thousand eight hundred and seven dollars and forty-seven cents, of which sum four thousand eight hundred and eighty-six dollars and thirty-three cents is the unexpended balance of the sum of thirty-five thousand dollars appropriated to the New York State Agricultural Society by chapter five hundred and sixty-nine of the laws of eighteen hundred and ninety-nine, which sum is hereby reappropriated for the above purpose, and the further sum of four thousand nine hundred and twenty-one dollars and fourteen cents which is hereby appropriated for the same purpose; for the promotion of agriculture by the distribution of premiums at the state fair, twenty-two thousand dollars; and for improvements, maintenance and general expenses incurred by the commission pursuant to article ten of the agricultural law, thirty-three thousand five hundred and seventy-eight dollars and eighty-six cents. The sums hereby appropriated shall be paid on the

certificate of the chairman of the state fair commission, or of a majority of said commission. No part of the money appropriated to the state fair commission by this act shall be available until the Syracuse Land Company, and every person or corporation claiming by, under or through such company, has conveyed to the state of New York, for a sum not exceeding ten thousand dollars, by deed approved by the attorney-general, all interests, equities, rights and reservations in, to or upon the real property in the town of Geddes, Onondaga county, heretofore conveyed to the state of New York by the New York State Agricultural Society by deed dated July twenty-eighth, eighteen hundred and ninety-nine.

SPECIAL.

For the payment of sundry expenses of the government to the close of the current fiscal year, heretofore included in the supply bill, and which are hereafter to be provided for in the general appropriation act, for the support of the government.

COMPTROLLER.

For the comptroller seven hundred and fifty dollars; for the deputy comptroller seven hundred and fifty dollars and for the second deputy comptroller five hundred and sixty-two dollars and fifty cents, for expenses and disbursements incurred by them respectively from January first to September thirtieth, nineteen hundred, which several sums shall be allowed to each in lieu of and in full for expenses.

For the comptroller, for compensation of employees and for expense in enforcing the provisions of chapter five hundred and forty-six of the laws of eighteen hundred and ninety-six, providing for the monthly estimate of expenditures and the rendering of accounts of state charitable and reformatory institutions, other than state prisons and state hospitals for the insane, to the thirtieth of September, nineteen hundred, the sum of nine thousand dollars, or so much thereof as may be necessary.

For the comptroller, for compensation of persons employed by him in the collection of corporation and inheritance taxes and for expenses incurred therefor and for expenses of examinations and investigations, for the purposes of taxation, under chapter nine hundred and eight of the laws of eighteen hundred and ninety-six, and the acts amendatory thereof, to the thirtieth of September, nineteen hundred, fifteen thousand dollars, or so much thereof as may be necessary.

For deficiency in appropriation for the justices of the supreme court, for salaries and expenses for the fiscal year ending September thirtieth, nineteen hundred, forty-one thousand dollars, or so much thereof as may be necessary.

For compensation of confidential clerks to resident trial justices of the supreme court, in the eighth judicial district, from April first to September thirtieth, eighteen hundred and ninety-nine, to be refunded to the treasury pursuant to chapter one hundred and six of the laws of eighteen hundred and ninety-nine, thirteen hundred dollars, or so much thereof as may be necessary.

For the justices of the supreme court serving as associate judges of the court of appeals for salaries and expenses from January first, nineteen hundred, to October first, nineteen hundred, the sum of thirty thousand eight hundred and twenty-five dollars. And it is further provided that said justices during their service as associate judges of the court of appeals shall be paid the same salary and expenses as is now provided by law for the associate judges of the said court.

For compensation of the confidential clerks of justices of the supreme court serving as associate judges of the court of appeals, for salaries from January first nineteen hundred to October first nineteen hundred, twenty-seven hundred dollars, or so much thereof as may be necessary.

For the comptroller, for the services of an extra clerk and a stenographer to the close of the fiscal year, fifteen hundred dollars, or so much thereof as may be necessary.

For deficiency in salary of the lay commissioner in lunacy, whose increase in salary was approved by the governor, secretary of state and comptroller from January fifteenth to September thirtieth, nineteen hundred, one thousand sixty-two dollars and fifty cents.

PAYABLE FROM THE FREE SCHOOL FUND.

For the state superintendent of public instruction for deficiency in the appropriation for the American Museum of Natural History in the city of New York, for continuing the instruction of natural history, geography and kindred subjects in the several state normal schools, the normal college of the city of New York, the training schools for teachers in the city of New York, the teachers institutes in the counties of the state, and to the teachers in the common schools of the city of New York and vicinity as per contract entered into between the state superintendent of public instruction and the American Museum of Natural History, of the city of New York as authorized by chapter ninety-seven of the laws of eighteen hundred ninety-

seven, and for complying with the provisions of chapter four hundred eighty-nine of the laws of eighteen hundred ninety-nine extending such instruction to the cities and villages of the state that have or may have a local superintendent of schools, the sum of twelve thousand six hundred sixty-six dollars and sixty-six cents, or so much thereof as may be necessary, being the amount necessary to fulfill existing contracts with such museum for a period of four months until the close of the present fiscal year, occasioned by the transferring of the appropriation for this purpose from the annual supply to the annual appropriation bill.

For the state superintendent of public instruction for the maintenance of summer institutes in accordance with the provisions of the consolidated school law, the sum of ten thousand dollars, or so much thereof as may be necessary.

RAILROAD COMMISSION.

For the board of railroad commissioners for an electrical expert and his necessary traveling expenses, and for the purchase of law and statistical books, the sum of two thousand two hundred and thirty dollars or so much thereof as may be necessary, this amount to be paid by the comptroller upon the requisition of the board of railroad commissioners, and to be refunded to the treasury by the several corporations owning or operating railroads in this state, in such manner and proportion as is prescribed by law.

CORNELL UNIVERSITY.

For Cornell University, for the promotion of agricultural knowledge throughout the state, provided by chapter four hundred and thirty of the laws of eighteen hundred and ninety-nine, for expenses to the close of the present fiscal year, ten thousand dollars, or so much thereof as may be necessary.

BANKING DEPARTMENT.

For the payment of twenty-one examiners for the examination of corporations and individual bankers, pursuant to the provisions of the banking law, sixteen thousand dollars, or so much thereof as may be necessary, which shall be assessed and collected from the corporations and individual bankers according to the amount charged for the examination of each, and refunded to the state treasurer.

For the superintendent of banks for the purpose of paying contingent expenses of his department, one thousand dollars.

OFFICE OF THE ATTORNEY-GENERAL.

For a bureau to enforce the provisions of the law relative to the taxation of corporate franchises, four thousand five hundred dollars, to be expended as follows: for the deputy, two thousand dollars; clerk, one thousand dollars, stenographer, five hundred dollars, and expenses, one thousand dollars, or so much thereof as may be necessary.

SUPERINTENDENT OF PUBLIC WORKS.

For the superintendent of public works the sum of eight hundred and thirty-three dollars and thirty-two cents for travelling expenses and disbursements incurred by him to September thirtieth, nineteen hundred.

CIVIL SERVICE COMMISSION.

For deficiency in appropriation for salaries of commissioners to September thirtieth, nineteen hundred, pursuant to chapter sixty-six, laws of nineteen hundred, seventeen hundred and fifty dollars, or so much thereof as may be necessary.

INSURANCE DEPARTMENT.

For the examination of insurance companies by direction of the superintendent of insurance, to be made in his discretion and to be collected from and refunded to the treasury by the companies so examined as provided by law, ten thousand dollars or so much thereof as may be necessary.

STATE ARCHITECT.

The sum of two thousand five hundred dollars heretofore appropriated by chapter five hundred and seventy of the laws of eighteen hundred and ninety-nine for the office expenses of the state architect is hereby reappropriated together with the sum of five hundred dollars additional for the payment of six months' salaries of three additional expert engineers.

FACTORY INSPECTOR.

For the state factory inspector, to meet the actual and necessary expenses of extra clerical help, extra traveling and other expenses incurred through the appointment of additional deputy inspectors, additional printing, postage, expressage, office

supplies and furniture, to October first, nineteen hundred, the sum of seven thousand five hundred dollars, or so much thereof as may be necessary.

COMMISSIONER OF AGRICULTURE.

For the commissioner of agriculture for clerks, chemists, agents and other employees for salaries and for expenses and for the continuance of the work of his department to the close of the fiscal year the sum of thirty thousand dollars, or so much thereof as may be necessary.

To the commissioner of agriculture the sum of six hundred and twenty-five dollars, in lieu of and in full for all traveling and other expenses of himself and of the assistant commissioner located at Albany incurred by either of them in the discharge of their official duties, payable in equal monthly installments.

COURT OF CLAIMS.

For the necessary expenses of the judges of the court of claims while in the discharge of their official duties, between April first and October first nineteen hundred, including all expenses while attending sessions of the court, six hundred dollars.

LAND OFFICE.

For deficiency in appropriation for assessments and other expenses of the public lands, and for payment of state appraisers, one thousand five hundred dollars.

UNIVERSITY OF THE STATE OF NEW YORK.

HOME EDUCATION.

For deficiency caused by increase in number of public libraries conforming to the law entitling them to share in the apportionment of library money by the regents for the benefit of free libraries and for traveling libraries and necessary expenses in accordance with sections fourteen, twenty-seven and fifty, chapter three hundred and seventy-eight of the laws of eighteen hundred and ninety-two, thirty thousand dollars, or so much thereof as may be necessary.

COLLEGE AND HIGH SCHOOL DEPARTMENT.

For deficiency in the general examinations appropriation caused by increase in number of schools and students, twenty-eight thousand dollars or so much thereof as may be necessary,

from which sum shall be paid such balance as shall be found due to the Brandow Printing Company on account of the printing of examination papers.

STATE LIBRARY.

For care and cleaning of the rooms of the state library, regents' office, college and high school and home education departments, and other rooms occupied by the University of the State of New York in the basement and on the first, third, fourth, fifth, sixth and seventh floors of the capitol; and for janitor, watchman, porters, running two elevators, labor of cleaning and handling books, and for necessary repairs, fittings and supplies to be paid on vouchers duly authenticated by the regents twelve thousand five hundred dollars, or so much thereof as may be necessary to meet deficiencies and to continue the work to October first, nineteen hundred.

For deficiency in general appropriation caused by increase in number of rooms occupied and in number of readers, borrowers and in books added and catalogued, for extra expenses for keeping open evenings and holidays, eleven thousand five hundred twenty-five dollars and seventy-nine cents, or so much thereof as may be necessary.

For serials, binding and repairs of books, two thousand five hundred dollars.

STATE BOARD OF CHARITIES.

For deficiency in the appropriation for the fiscal year beginning October first, eighteen hundred and ninety-nine, for the support, care and removal of state, alien and Indian poor, pursuant to the provisions of chapter five hundred and forty-nine of the laws of eighteen hundred and eighty, chapter two hundred and twenty-five of the laws of eighteen hundred and ninety-six and chapter five hundred and forty-six of the laws of eighteen hundred and ninety-six, eight thousand dollars, or so much thereof as may be necessary.

No manager, trustee or other officer of any state, charitable or other institution receiving moneys under this act from the state treasury for maintenance and support shall be individually interested in any purchase, sale or contract made by any officer for any of said institutions.

All charitable institutions, reformatories, houses of refuge and the state industrial school, receiving moneys under this act, shall file with the comptroller on or before the twentieth of October of each year, a certified inventory of all articles of maintenance on

hand at the close of the preceding fiscal year, naming in such inventory the kind and amount of such articles of maintenance.

The comptroller is hereby authorized and empowered to devise a form of accounts to be observed in every state charitable institution, reformatory, house of refuge, state industrial school, or department receiving moneys under this act, which shall be accepted and followed by such institutions and departments after thirty days' notice thereof has been submitted to them by the comptroller, and such form of accounts shall include such a uniform method of bookkeeping, filing and rendering of accounts as may insure a uniform method of purchase of like articles whether by weight, measure or otherwise, as the interest of the public service requires. Such form shall also include a uniform rate of allowance in reporting in such institutions and departments, the amount in value of all produce and other articles of maintenance raised upon lands of the state, and which may enter into the maintenance of such institutions or departments.

It shall be the duty of the clerk or bookkeeper in each state charitable institution, reformatory, house of refuge, state industrial school or any state department receiving moneys under this act, to receive and examine all articles purchased by the proper officer or received for the maintenance thereof, to compare them with the bill therefor, to ascertain whether they correspond in weight, quantity and quality, and to inspect the supplies thus received; and the said clerk or bookkeeper shall also enter each bill of goods thus received in the book of the institution or department in which he is employed at the time of the receipt of the articles; and if any discrepancy is found between such bill and the articles received, he shall make a note thereof, whether it be in weight, quality or quantity, and no goods or other articles of purchase, or farm or garden products of lands of the institution, shall be received unless an entry thereof be made in the book of accounts of the institution, with the proper bill, invoice or mention, according to the form of account and record prescribed by the comptroller.

In accounts for repairs or new work not done under contract provided for in this act the name of each workman, the number of days he is employed, and the rate and amount of wages paid to him shall be given. If contracts are made for repairs or new work, or for supplies, duplicates thereof, with specifications, shall be filed with the comptroller.

Moneys herein appropriated for the repair, improving, furnishing or building of state institutions or for the purchase or improvement of the grounds or for labor, salaries or maintenance shall only be advanced to the several boards of managers of state in-

stitutions as the work progresses or the purchase is made and upon bills duly certified, rendered and audited.

§ 2. This act shall take effect immediately.

FRANK W. HIGGINS,
J. RAINES,
THOS. F. GRADY,
Conferees on part of Senate.

J. P. ALLDS,
OTTO KELSEY,
T. M. COSTELLO,
J. F. BARNES,
GEORGE T. KELLY,
Conferees on part of Assembly.

And that they have agreed to the report of the committee of conference thereon and have again passed said bill as amended.

Which report was agreed to.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill No. 1476, entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations."

Given under my hand and the privy seal of the State at [L. s.] the capitol in the city of Albany, this third day of April, in the year of our Lord, nineteen hundred.

THEODORE ROOSEVELT.

By the Governor:

WM. J. YOUNG,
Secretary to the Governor.

Said bill as amended was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 135 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	Miller	Scanlon
Ahern	Ellis	Herrick	Minton	Sharkey
Allds	Everett	Hill	Morgan	Siems
Apgar	Fallows	Hitchcock	Morris	Slater
Axtell	Fancher	Holsten	O'Connell	Sloane
Babcock	Farrell	Hyman, S F	O'Connor	Smith, A R
Baker	Fish	Johnson	Patton	Smith, J L
Barnes	Fiske	Juengst	Phillips	Smith, J. T
Baum	Fitzger'd J B	Kelley, E E	Phipps	Snyder, R A
Beede	Fitzger'd J J	Kelly, G T	Plank	Snyder, T
Bradley	Fordyce	Kelsey	Platt	Stevens
Bryan	Fowler	Kittell	Post	Stewart
Burnett	Frisbie	Knipp	Poth	Streifler
Cohn	Galbraith	Larzelere	Price	Sullivan, T P
Conger	Gale	Lewis, M E	Prince	Sullivan, W J
Cook	Gardiner, R	Lewis, T D	Remsen	Swift
Cooley	Gardner, C J	Litchard	Rierdon	Trainor
Costello	Geoghan	Maher	Roberts	Treat
Cotton	Gleason	Marson	Roche	Tripp
Darrison	Graham	Martin	Rodenbeck	Waite
Davis	Green	McCreary	Rogers	Walrath
De Graw	Griffith	McEwan	Russell	Weekes
Delaney, W F	Guider	McInerney	Ryttenberg	West
Demarest	Hallock	McKeown	Sage	Wheeler
Dillon	Harburger	McMillan	Sanders	Wilson
Doughty	Hasenflug	Meister	Sands	Wissel
Dusinbery	Hatch	Metcalf	Sawyer	Witter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate returned the bill (No. 359, Senate reprint No. 1334), entitled "An act making appropriations for the support of government" (Int. No. 376), with a message, in the words following:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two houses upon the Assembly bill (No. 359, Senate reprint No. 1033), entitled "An act making appropriations for the support of government" (Rec. No. 19), report that they have duly conferred upon said matters, and agree to recommend as follows:

The Senate recedes from all amendments offered to Assembly bill No. 359, and in lieu thereof the conference committee reports the following as a substitute bill:

AN ACT making appropriations for the support of government.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The several amounts named in this act are hereby appropriated and authorized to be paid from the several funds indicated, to the respective public officers, and for the several purposes specified, for the fiscal year beginning on the first day of October, in the year nineteen hundred, namely:

FROM THE GENERAL FUND.

EXECUTIVE DEPARTMENT.

For the governor, for salary, ten thousand dollars.

For lieutenant-governor, for salary, five thousand dollars.

For the secretary to the governor, for salary, four thousand dollars.

For the military secretary, two thousand dollars, or so much thereof as may be necessary.

For clerks, stenographers and messengers in the executive department, for salaries, eleven thousand four hundred dollars, or so much thereof as may be necessary.

For blanks and other books necessary for the use of the executive department, binding, printing, stationery, telegraphing, and other incidental expenses thereof, seven thousand five hundred dollars, or so much thereof as may be necessary.

For repairs, furniture and incidental expenses of the executive mansion and rent of stable, three thousand dollars, to be paid by the comptroller on the certificate of the governor.

For the payment of notarial clerks, seven thousand five hundred dollars, or so much thereof as may be necessary, to be paid by the treasurer on the order of the comptroller from the money received for fees of notaries.

For compensation, expenses and fees of witnesses and sheriffs upon application for executive clemency, one thousand dollars.

JUDICIARY.

COURT OF APPEALS.

For the judges of the court of appeals, for salaries, seventy thousand five hundred dollars; for necessary expenses, twenty-five thousand nine hundred dollars.

For the justices of the supreme court serving as associate judges of the court of appeals, for salary thirty thousand dollars; and for other necessary expenses, eleven thousand one hundred dollars.

For the state reporter, for salary, five thousand dollars; for clerk hire and additional assistance, seven thousand dollars, and for office expenses, one thousand dollars.

For clerk of the court of appeals, for salary, five thousand dollars.

For the deputy clerk of the court of appeals, for salary, three thousand dollars.

For clerks in the office of the clerk of the court of appeals, for salaries, six thousand five hundred dollars.

For the messenger to the clerk of the court of appeals, for salary, twelve hundred dollars.

For compensation of clerks of judges of court of appeals, and for expenses incurred pursuant to chapter two hundred and twenty-one of the laws of eighteen hundred and ninety-seven, the sum of eight thousand four hundred dollars, or so much thereof as may be necessary.

For compensation of clerks of justices of the supreme court serving as associate judges of the court of appeals, three thousand six hundred dollars, or so much thereof as may be necessary.

For furniture, books, binding, blanks, printing, calendars, and other necessary expenses of the office of the clerk of the court of appeals, two thousand five hundred dollars, or so much thereof as may be necessary.

For compensation of the crier and attendants of the court of appeals, twelve thousand nine hundred and fifty dollars, or so much thereof as may be necessary.

For the messenger to attend to the judges of the court of appeals, for salary, seven hundred and fifty dollars.

For keeping up the state library used by the judges of the court of appeals, twenty-five hundred dollars, or so much thereof as may be necessary.

For the payment of services of the librarians of the court of appeals libraries at Rochester, and Syracuse, heretofore paid from the chancery fund, each six hundred dollars, to be paid on vouchers approved by the presiding justice of the appellate division of the fourth judicial department.

SUPREME COURT.

For the justices of the supreme court, for salaries and expenses, four hundred and fifty-one thousand two hundred dollars.

For compensation of justices of the supreme court designated to the appellate division of the second department from any district other than the second judicial district, to be refunded to the treasury, pursuant to chapter three hundred and nine, of the laws of eighteen hundred and ninety-eight, twelve thousand dollars.

For the compensation of deputy clerk and attendants of the appellate division of the supreme court in the second judicial department, nine thousand five hundred dollars, to be refunded to the treasurer as provided by chapter ninety-nine of the laws of eighteen hundred and ninety-six, and chapter two hundred and twenty-three of the laws of eighteen hundred and ninety-seven.

For the necessary expenses of the several justices assigned to the appellate divisions of the supreme court, chapter three hundred and ninety, laws of eighteen hundred and ninety-six, six thousand dollars.

For the justices of the supreme court in the second judicial district, not residing in the county of Kings, for additional compensation, pursuant to chapter seven hundred and sixty-five of the laws of eighteen hundred and sixty-eight, as amended by chapter one hundred and twenty-six of the laws of eighteen hundred and eighty-three, and pursuant to chapter one hundred and thirty-one, of the laws of eighteen hundred and ninety-eight, twenty-four thousand dollars; and for the stenographers appointed under said first-named act, as amended by chapter one hundred and fourteen of the laws of eighteen hundred and ninety-four, for compensation, eight thousand five hundred dollars; said amounts to be paid only from moneys which shall have been or shall be paid into the treasury for taxes levied for the purposes of said acts and in pursuance thereof.

For the stenographers of the supreme court, in the third, fourth, fifth, sixth, seventh and eighth judicial districts, for compensation, pursuant to sections two hundred and fifty-eight and two hundred and fifty-nine of the code of civil procedure, fifty-seven thousand five hundred dollars, to be refunded to the treasury as required by chapter four hundred and twenty-six of the laws of eighteen hundred and ninety.

For additional stenographers in the third and fourth judicial districts, for necessary compensation, expenses and stationery, the sum of ten thousand dollars, to be refunded to the treasury as provided for by chapter two hundred and fifty-eight of the laws of eighteen hundred and ninety-three.

For compensation of confidential clerks to the justices of the supreme court, other than justices of the appellate division, residing in the second judicial district, not including the county

of Kings, nine thousand dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter eight hundred and ninety-two of the laws of eighteen hundred and ninety-six.

For compensation of confidential clerks to resident trial justices of the supreme court in the fifth judicial district, seven thousand eight hundred dollars, or so much thereof as may be necessary, to be refunded to the treasury pursuant to chapter eight hundred and ninety-three of the laws of eighteen hundred and ninety-six, and chapter one hundred and forty-five of the laws of eighteen hundred and ninety-seven.

For compensation of confidential clerks to resident trial justices of the supreme court in the sixth and seventh judicial districts, to be refunded to the treasury, pursuant to chapter three hundred and twenty-six, of the laws of eighteen hundred and ninety-eight, ten thousand eight hundred dollars, or so much thereof as may be necessary.

For compensation of confidential clerks to resident trial justices of the supreme court in the eighth judicial district, to be refunded to the treasury, pursuant to chapter one hundred and six of the laws of eighteen hundred and ninety-nine, eighty-four hundred dollars, or so much thereof as may be necessary.

For expenses of the appellate divisions of the supreme court, for compensation of clerks, criers, attendants, and of stenographers and clerks to the judges, and for their necessary expenses, thirty thousand dollars, or so much thereof as may be necessary.

For the twelve judicial district libraries named in chapter four hundred of the laws of eighteen hundred and eighty, chapter four hundred forty-four of the laws of eighteen hundred eighty-eight, and chapter two hundred thirty-one of the laws of eighteen hundred ninety-five, six hundred dollars each, or so much thereof as may be necessary.

MISCELLANEOUS REPORTER.

For salary of miscellaneous reporter, per chapter five hundred and ninety-eight, laws of eighteen hundred and ninety-two, four thousand five hundred dollars.

For assistants, clerk hire, obtaining copies of opinions and office expenses, three thousand five hundred dollars, or so much thereof as may be necessary.

OFFICE OF THE ATTORNEY-GENERAL.

For the attorney-general, for salary, five thousand dollars.

For the first and second deputies in the office of the attorney-general, for salaries, eight thousand dollars.

For New York deputy, three thousand dollars; general deputy, three thousand dollars; managing deputy, three thousand dollars; assistant to first deputy, three thousand dollars; financial clerk, two thousand five hundred dollars; clerk, two thousand dollars; chief stenographer, eighteen hundred dollars; confidential clerk, fifteen hundred dollars; confidential stenographer, twelve hundred dollars; stenographer, twelve hundred dollars; messenger, nine hundred dollars; corporation deputy, three thousand dollars; land clerk, two thousand dollars.

For a bureau to enforce the provisions of the law relative to the taxation of corporate franchises, nine thousand dollars, to be expended as follows: For a deputy, four thousand dollars; clerk, two thousand dollars; stenographer, one thousand dollars, and expenses two thousand dollars, or so much thereof as may be necessary.

For furniture, books, binding, blanks, printing and other office expenses of the attorney-general, two thousand dollars, or so much thereof as may be necessary.

For counsel and expenses pursuant to section fifty-seven of the executive law, eight thousand dollars, or so much thereof as may be necessary.

For costs of suits, fees of sheriffs, and compensation of witnesses, two thousand dollars, or so much thereof as may be necessary.

For the expenses and disbursements of the attorney-general, which shall be allowed to him in lieu of and in full of expenses, two thousand five hundred dollars, payable quarterly.

For the expenses and disbursements of the first and second deputies of the attorney-general, while in the discharge of their duties, eighteen hundred dollars each, payable quarterly.

The attorney-general is hereby authorized to employ as many deputies, clerks, stenographers and messengers as he may deem necessary, and to fix their salaries, except when fixed by law; but the aggregate salaries for such clerical force, stenographers and messengers, shall not exceed the sum hereinabove appropriated for such service.

COURT OF CLAIMS.

For judges of the court of claims, for salaries, fifteen thousand dollars; and for their necessary expenses while in the discharge of their official duties, including all expenses while attending sessions of the court, eight hundred dollars each, or so much thereof as may be necessary.

For the clerk of the court of claims, for salary, four thousand dollars.

For the deputy clerk of the court of claims, for salary, two thousand five hundred dollars.

For the stenographer to the court of claims, for salary, two thousand five hundred dollars.

For the marshal of the court of claims, for salary, including his services as messenger, twelve hundred dollars.

For contingent fund, for the use of the court of claims, four thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE SECRETARY OF STATE.

For the secretary of state, for salary, five thousand dollars.

For the deputy secretary of state and clerk of the commissioners of the land office, for salary and for indexing the session laws and making marginal notes thereof, four thousand dollars.

For chief clerk and second deputy, two thousand six hundred dollars; confidential clerk, two thousand two hundred dollars; corporation examiner two thousand four hundred dollars; land clerk, two thousand two hundred dollars; cashier, one thousand five hundred dollars; certificate clerk, one thousand five hundred dollars; clerk and statistician, two thousand dollars; stenographer, one thousand two hundred dollars; one clerk, one thousand five hundred dollars; two clerks at one thousand three hundred dollars each; one stenographer twelve hundred dollars; five clerks and typewriters at nine hundred dollars each; and one messenger at one thousand dollars.

For furniture, books, binding, blanks, printing and other office expenses of the secretary of state, three thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE COMPTROLLER.

For the comptroller, for salary, six thousand dollars.

For the deputy comptroller, for salary, four thousand five hundred dollars.

For the second deputy comptroller, for salary, four thousand dollars.

For the several clerks in the office of the comptroller for salaries as follows:

For confidential clerk, two thousand four hundred dollars.

FINANCE BUREAU.

Chief accountant, two thousand two hundred dollars; assistant warrant clerk, two thousand two hundred dollars; entry clerk, one thousand six hundred dollars; voucher clerk, one thousand eight hundred dollars; bookkeeper, one thousand four hundred

and fifty dollars; special accountant, one thousand five hundred dollars; clerk, one thousand fifty dollars; document clerk, one thousand six hundred dollars; and clerk, one thousand five hundred dollars.

LAND BUREAU.

Chief tax clerk, two thousand four hundred dollars; tax clerk, two thousand dollars; tax clerk, one thousand eight hundred dollars; tax clerk, one thousand six hundred dollars; four tax clerks at one thousand five hundred dollars each; tax clerk, one thousand four hundred and fifty dollars; tax clerk, one thousand three hundred dollars; bookkeeper, one thousand eight hundred dollars; draughtsman, one thousand three hundred dollars.

INHERITANCE TAX BUREAU.

Chief clerk, two thousand dollars; assistant clerk, one thousand five hundred dollars; transfer tax clerk, one thousand four hundred dollars; clerk, one thousand four hundred dollars, or so much thereof as may be necessary; for printing, telegraphing and other expenses of the bureau, one thousand dollars, or so much thereof as may be necessary.

CORPORATION TAX BUREAU.

Chief corporation tax clerk, three thousand dollars; one assistant corporation tax clerk, one thousand eight hundred dollars; three assistant corporation tax clerks, one thousand five hundred dollars each; commissioner of New York office, three thousand dollars; clerk and stenographer New York office, one thousand five hundred dollars; stenographer New York office, one thousand two hundred dollars; commissioner Buffalo office, two thousand four hundred dollars; stenographer Buffalo office, nine hundred dollars; five special corporation tax commissioners, one thousand two hundred dollars each.

For rent of offices in New York and Buffalo, printing, telegraphing and other expenses, two thousand five hundred dollars, or so much thereof as may be necessary.

BUREAU OF CHARITABLE INSTITUTIONS.

Chief of bureau, two thousand dollars; estimate clerk, one thousand eight hundred dollars; assistant estimate clerk, one thousand eight hundred dollars; voucher clerk, one thousand five hundred dollars; bookkeeper, one thousand five hundred dollars; expert accountant, one thousand six hundred and fifty dollars; index clerk, one thousand fifty dollars; messenger, one

thousand dollars; building inspector, one thousand eight hundred dollars, or so much thereof as may be necessary; confidential inspector, one thousand two hundred dollars, or so much thereof as may be necessary.

For printing, binding, traveling and other expenses of bureau, two thousand five hundred dollars, or so much thereof as may be necessary.

MISCELLANEOUS.

For the comptroller, one thousand dollars; for the deputy comptroller, one thousand dollars; for the second deputy comptroller, seven hundred and fifty dollars, for the expenses and disbursements of each respectively, which several sums shall be allowed to each in lieu of and in full for expenses, payable quarterly; for stenographer, one thousand four hundred dollars; stenographer, one thousand two hundred dollars, and two stenographers at nine hundred dollars each.

One messenger, eight hundred dollars; one messenger, seven hundred and twenty dollars; one page, three hundred dollars; other clerical and messenger service, five hundred dollars; one night watchman, three hundred fifty dollars.

For furniture, books, binding, blanks, printing and other expenses of the office of the comptroller, five thousand dollars, or so much thereof as may be necessary.

For examination of the accounts of the several county treasurers of the state, as required by chapter six hundred fifty-one of the laws of eighteen hundred and ninety-two, for services of examiners, five thousand dollars; for traveling expenses of examiners, twenty-five hundred dollars, and for printing and other expenses, five hundred dollars, or so much thereof as may be necessary.

For the comptroller, to pay the expenses of serving notices on occupants or despoilers of land now owned by the state, or bid in therefor at the comptroller's tax sales; or protecting the state's title to such lands by discharging them from the taxes due thereon, or bidding them in at, or redeeming them from county treasurers' tax sales; of preparing and recording deeds and certificates protecting the state's title to such lands; of definitely locating, appraising and examining them, as may be required; of protecting them from trespassers or despoilers, and prosecuting all such offenders, and generally of guarding, preserving the value of, and protecting such land, three thousand five hundred dollars, or so much thereof as may be necessary.

BUREAU OF CANAL AFFAIRS.

Payable from canal fund: For the chief clerk, for salary, two thousand eight hundred dollars; one clerk, one thousand

seven hundred dollars; one clerk, one thousand five hundred dollars. For the payment of incidental and miscellaneous expenses of the bureau of canal affairs, chargeable to the Erie and Champlain canal fund, and the canal debt sinking fund, five thousand nine hundred, ninety-five dollars, to be expended as follows: For messenger service four hundred eighty dollars, or so much thereof as may be necessary; for night watchman, three hundred sixty-five dollars; for the Bank of Manhattan Company New York, for keeping transfer office, and for stationery for same, one thousand four hundred dollars; for salary of transfer agent, seven hundred fifty dollars; for printing, advertising, and other expenses of the bureau, three thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE TREASURER.

For the treasurer, for salary, five thousand dollars.

For the deputy treasurer, for salary, four thousand dollars.

For accountant and transfer clerk, two thousand dollars; chief clerk, one thousand five hundred dollars; cashier, two thousand three hundred dollars; assistant cashier, one thousand five hundred dollars; check clerk, two thousand two hundred dollars; confidential clerk, one thousand two hundred dollars; corporation clerk, one thousand two hundred dollars; warrant clerk, one thousand two hundred dollars; messenger, one thousand dollars, and stenographer, seven hundred dollars.

For furniture, books, binding, blanks, printing and other office expenses of the treasurer, two thousand dollars, or so much thereof as may be necessary.

DEPARTMENT OF PUBLIC INSTRUCTION.

For the superintendent of public instruction, for salary, five thousand dollars. Deputy superintendent, for salary, four thousand five hundred dollars. Second deputy superintendent, for salary, four thousand dollars. For furniture, books, binding, blanks, printing and other office expenses, five thousand dollars, or so much thereof as may be necessary.

For traveling expenses which may be incurred in the visitation of common schools, normal schools, teachers institutes, Indian schools and other institutions under the supervision of this department; and for the proper representation of this state at meetings of educational associations, one thousand dollars or so much thereof as may be necessary.

For the superintendent of public instruction for printing circulars and programs relative to the observance of Arbor day for

distribution among the school districts of the state, and for the expenses relating to the observance of that day, pursuant to the provisions of chapter five hundred and fifty-six of the laws of eighteen hundred ninety-four, one thousand dollars, or so much thereof as may be necessary.

For clerks and other employes for salaries, seventeen thousand dollars, of which amount there shall be paid to the confidential clerk, two thousand dollars; financial clerk, for salary, twenty-four hundred dollars; statistical clerk, twenty-one hundred dollars; index clerk, twelve hundred dollars; mailing clerk, fifteen hundred dollars; one clerk, fifteen hundred dollars; stenographer to the superintendent, twelve hundred dollars; stenographer to the first deputy, twelve hundred dollars, and for messengers, porters and page, twenty-seven hundred dollars.

LAW DEPARTMENT.

For counsel to the department, for salary, three thousand five hundred dollars.

For stenographer, one thousand four hundred dollars.

COMPULSORY EDUCATION.

For the purpose of carrying out the provisions of chapter six hundred seventy-one of the laws of eighteen hundred ninety-four as amended by chapter nine hundred eighty-eight of the laws of eighteen hundred ninety-five, relating to compulsory education, eighteen thousand dollars; of which amount there shall be paid for salary to the chief inspector, three thousand dollars; to four inspectors, each the sum of two thousand five hundred dollars; and for traveling expenses, printing and supplies, five thousand dollars.

PAYABLE FROM THE FREE SCHOOL FUND.

For the support of the common schools of the state, three million, five hundred thousand dollars, to which shall be added the sum of one hundred seventy thousand dollars, which is hereby appropriated, payable from **THE REVENUE FROM THE COMMON SCHOOL FUND** in accordance with the provisions of the revised statutes and chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and the further sum of seventy-five thousand dollars, which is hereby appropriated, payable from the revenue from **THE UNITED STATES DEPOSIT FUND** in accordance with the provisions of chapter five hundred fifty-six of the laws of eighteen hundred ninety-four and chapter five hun-

dred seventy-three of the laws of eighteen hundred ninety-two, as amended by chapter five hundred forty-six of the laws of eighteen hundred ninety-five; and from which sum of seventy-five thousand dollars there shall be paid to the supervisor of school libraries for salary, twenty-four hundred dollars; for one stenographer, twelve hundred dollars; and one clerk, nine hundred dollars. For the state superintendent of public instruction for the support and maintenance of the state normal and training schools, the sum of three hundred and twenty thousand dollars, or so much thereof as may be necessary, payable upon bills to be audited by him, from which amount there shall be paid to the president of the Albany Normal College at Albany, for salary, four thousand dollars; and to the principals of the state normal schools at Buffalo, Brockport, Fredonia and Potsdam, each three thousand dollars; and to the principals at Cortland, Geneseo, Jamaica, New Paltz, Oneonta, Oswego and Plattsburg, where residences are not furnished by the state, three thousand three hundred dollars each.

For the support and education of Indian youth at the normal schools of the state, pursuant to chapter eighty-nine of the laws of eighteen hundred and fifty, one thousand dollars, or so much thereof as may be necessary.

For the maintenance of teachers institutes, pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four and for the maintenance of summer institutes in accordance with the provisions of chapter one hundred fifty-six of the laws of eighteen hundred and ninety-six, and for the preparation of question papers fifty thousand dollars, or so much thereof as may be necessary; from which amount there shall be paid to the supervisor of institutes for salary, four thousand dollars; to five institute conductors, for salaries, each three thousand dollars; to special instructors in drawing, twenty-two hundred and sixteen hundred dollars respectively, and to one institute lecturer, for salary, twenty-five hundred dollars.

For the state superintendent of public instruction for the commissioners of common schools, for salaries, one hundred and fourteen thousand dollars; payable, one thousand dollars to each commissioner in the state.

For printing and binding fifteen thousand school registers pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for printing and binding twenty-five thousand copies of trustees reports, and for packing and boxing the same, five thousand two hundred dollars, or so much thereof as may be necessary.

TRAINING OF TEACHERS.

For the superintendent of public instruction for instruction and supervision of classes of common school teachers in the academies and union schools designated by the superintendent of public instruction pursuant to chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for the professional training of teachers in the cities and villages of the state employing a local superintendent of schools, in accordance with the provisions of chapter ten hundred thirty-one of the laws of eighteen hundred ninety-five, and for defraying the expenses of printing, stationery, inspection and supervision, and other necessary disbursements connected therewith, the sum of eighty thousand dollars, or so much thereof as may be necessary, from which amount there shall be paid to the supervisor of training classes, for salary, thirty-five hundred dollars; for four inspectors, for salary, each twenty-five hundred dollars; for one stenographer, nine hundred dollars; and for one clerk, one thousand dollars.

VISUAL INSTRUCTION.

For the state superintendent of public instruction for the American Museum of Natural History in the city of New York, for continuing the instruction of natural history, geography and kindred subjects in the several state normal schools, the normal college of the city of New York, the training schools for teachers in the city of New York, the teachers institutes in the counties of the state, and to the teachers in the common schools of the city of New York and vicinity as per contract entered into between the state superintendent of public instruction and the American Museum of Natural History of the city of New York as authorized by chapter ninety-seven of the laws of eighteen hundred ninety-seven, and for complying with the provisions of chapter four hundred eighty-nine of the laws of eighteen hundred ninety-nine extending such instruction to the cities and villages of the state that have or may have a local superintendent of schools, the sum of thirty-eight thousand dollars, or so much thereof as may be necessary.

EXAMINATION DEPARTMENT.

For the state superintendent of public instruction for defraying the expenses connected with the uniform system of examinations for teachers certificates, state certificates, and state scholarships in Cornell University, and for preparing and printing blanks, circulars, question papers and certificates necessary

for such examinations, and for college graduate certificates issued by him in pursuance of chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, and for defraying the expenses of examinations in connection with the uniform graded course of study, twenty-two thousand three hundred dollars, or so much thereof as may be necessary, from which amount there shall be paid to the supervisor of the examination department, for salary, three thousand dollars; two examiners, each twenty-one hundred dollars; two examiners eighteen hundred dollars each; two at nine hundred dollars each; one stenographer, one thousand dollars; five record clerks, for salary, each nine hundred dollars; and one page, three hundred dollars.

PAYABLE FROM THE COMMON SCHOOL FUND.

Revenue.

For support of Indian schools, chapter five hundred fifty-six of the laws of eighteen hundred ninety-four, seven thousand dollars, or so much thereof as may be necessary.

OFFICE OF THE STATE ENGINEER AND SURVEYOR.

For the state engineer and surveyor, for salary, five thousand dollars.

For the deputy state engineer and surveyor, for salary, four thousand dollars.

For confidential or chief clerk, three thousand dollars; for land clerk, two thousand dollars; canal clerk, one thousand five hundred and sixty dollars, or at the rate of five dollars per day; record clerk, eleven hundred dollars, and two stenographers, one thousand dollars each.

For furniture, books, binding, blanks, printing and other office expenses of the state engineer and surveyor, two thousand one hundred dollars, or so much thereof as may be necessary.

PAYABLE FROM THE CANAL FUND.

For traveling expenses of the state engineer and surveyor, two thousand dollars; for the traveling expenses of the deputy state engineer and surveyor, one thousand dollars, payable quarterly to each in full for all such expenses.

For the salaries and compensation of the engineers employed upon the ordinary repairs of canals, including the incidental expenses of such engineers, thirty thousand dollars, or so much thereof as may be necessary.

RAILROAD COMMISSIONERS.

For the board of railroad commissioners, for salaries, and expenses, as provided in section one hundred and seventy, article six, chapter five hundred and sixty-five of the laws of eighteen hundred and ninety, as amended by chapter five hundred and thirty-four of the laws of eighteen hundred and ninety-two, and chapter four hundred and fifty-six, of the laws of eighteen hundred and ninety-six, sixty thousand dollars, to be expended as follows: For salaries of three commissioners, eight thousand dollars each; for secretary, six thousand dollars; assistant secretary, three thousand six hundred dollars; steam railroad inspector, three thousand dollars; accountant, two thousand five hundred dollars; examiner, two thousand five hundred dollars; five clerks at one thousand five hundred dollars each; two stenographers, at one thousand two hundred dollars each; and for the traveling expenses of the commissioners, inspectors, accountants, and the necessary office expenses of the commission, eight thousand five hundred dollars, or so much thereof as may be necessary.

For printing and binding the additional reports of the board of railroad commissioners, as provided in section one hundred and sixty-six, article six, chapter five hundred and sixty-five of the laws of eighteen hundred and ninety, twenty-five hundred dollars or so much thereof as may be necessary.

For services and expenses of deputies and clerks in the office of the attorney-general, in proceedings or litigation, for or on account of railroad companies, or in which railroad companies were parties, one thousand dollars, or so much thereof as may be necessary, as may be certified by the attorney-general to the comptroller, which amount is hereby appropriated and authorized to be paid.

The amounts stated in the last three items shall be refunded to the treasury by the several corporations owning or operating railroads in this state, in such manner and proportion as is prescribed by law.

The sum of one hundred thousand dollars to carry into effect the provisions of chapter seven hundred and fifty-four of the laws of eighteen hundred and ninety-seven, entitled "An act to amend the railroad law and the acts amendatory thereof relative to grade crossings;" of which sum the board of railroad commissioners is hereby authorized and empowered to expend an amount not exceeding seven thousand five hundred dollars in the employment of expert and clerical service necessary to supervise the work performed under the said chapter seven hundred and fifty-four of the laws of eighteen hundred and ninety-seven, and to prepare plans, maps and specifications therefor, and for

other necessary expenses; said seven thousand five hundred dollars to be paid by the treasurer upon the warrant of the comptroller, as directed by the said board of railroad commissioners, from the money hereby appropriated.

For the board of railroad commissioners, for an electrical expert and his necessary traveling expenses and for the purchase of law and statistical books the sum of four thousand two hundred and fifty dollars, or so much thereof as may be necessary; this amount to be paid by the comptroller upon the requisition of the railroad commissioners, and to be refunded to the treasury by the several corporations owning or operating railroads in this state, in such manner and proportion as is prescribed by law.

BANKING DEPARTMENT.

For the superintendent of banks, for salary, seven thousand dollars. And the superintendent of banks shall receive the sum of one thousand five hundred dollars annually, payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the deputy superintendent of banks, for salary, four thousand dollars.

For the private secretary to the superintendent of banks, for salary, three thousand dollars.

For one clerk and examiner, for salary, fifteen hundred dollars.

For one clerk or stenographer, for salary, twelve hundred dollars, or so much thereof as may be necessary.

For one stenographer in Albany office, for salary, twelve hundred dollars.

For one stenographer in the branch office in New York city, for salary, one thousand dollars.

For night watchman, for salary, two hundred and forty dollars.

For rent of branch office in the city of New York, eight hundred and fifty dollars.

For books, binding, blanks, printing and other expenses of the office of the superintendent of banks, six thousand five hundred dollars, or so much thereof as may be necessary.

The amounts required for the aforesaid salaries, clerk hire and other expenses above mentioned, shall be refunded to the treasury by the several banks, individual bankers, savings banks and trust companies in this state, in whose behalf they are incurred, pursuant to chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two.

For carrying out the provisions of chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two, providing for reports concerning the dormant accounts in savings banks, one thousand dollars, to be assessed upon and collected from the savings banks making such reports, as provided in said chapter.

For carrying out the provisions of the banking law, chapter six hundred and eighty-nine of the laws of eighteen hundred and ninety-two, as amended, in reference to the supervision and visitation of mortgage, loan or investment companies, and of co-operative savings and loan associations, and for foreign co-operative savings and loan associations, and other similar associations required by the law to report to said superintendent of banks, the following appropriations:

For clerk in charge of bureau of building and loan associations and foreign corporations, for salary, four thousand dollars.

For one clerk, for salary, twelve hundred dollars.

For one stenographer, for salary, one thousand dollars;

Which sums shall be assessed upon and collected from said associations and corporations and refunded to the treasury as provided in said banking law.

For the payment of twenty-one examiners for the examination of corporations and individual bankers, pursuant to the provisions of the banking law, fifty-three thousand dollars, or so much thereof as may be necessary, which shall be assessed and collected from the corporations and individual bankers, according to the amount charged for the examination of each, and refunded to the state treasury.

INSURANCE DEPARTMENT.

For the superintendent of insurance, for salary seven thousand dollars. And the superintendent of insurance shall receive the sum of one thousand seven hundred dollars annually payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the first deputy superintendent of insurance for salary, five thousand dollars. And the first deputy superintendent of insurance shall receive the sum of two thousand three hundred dollars annually, payable monthly, in lieu of and in full for all expenses and disbursements incurred by him.

For the second deputy superintendent of insurance for salary, four thousand five hundred dollars; for the third deputy superintendent of insurance, for salary, four thousand five hundred dollars; for the confidential clerk to the superintendent of insur-

ance for salary, two thousand five hundred dollars; for the stenographer to the superintendent of insurance for salary, one thousand two hundred dollars; for the stenographer to the first deputy superintendent of insurance, for salary, one thousand two hundred dollars; for the chief clerk of the tax department for salary, four thousand five hundred dollars; for the cashier for salary, three thousand five hundred dollars; for the order clerk for salary, two thousand six hundred dollars; for the bookkeeper for salary, two thousand five hundred dollars; for the assistant bookkeeper for salary, one thousand four hundred dollars; for the general clerk, for salary, two thousand one hundred dollars; for the stenographer for salary, one thousand four hundred dollars; for the typewriter and copyist for salary, one thousand four hundred dollars; for the mailing clerk, for salary, one thousand four hundred dollars; for the messenger, for salary, one thousand two hundred dollars; for the night watchman, for salary, one thousand and eighty dollars; for the actuary, for salary, four thousand five hundred dollars; for the first assistant actuary for salary, three thousand two hundred dollars; for six assistant actuaries for salaries, eleven thousand dollars; for six clerks in actuary's department for salaries, nine thousand one hundred dollars; for certificate of authority clerk for salary, one thousand five hundred dollars; for stationery clerk and expert proof reader, for salary, one thousand five hundred dollars; for statistician, for salary, two thousand four hundred dollars; for assistant to statistician, for salary, one thousand eight hundred dollars; for stenographer at the New York office, for salary, one thousand two hundred dollars; for rent of branch office, New York city, one thousand seven hundred dollars; for sundry expenses at New York office of department—telephone, telegraph, stationery, et cetera, one thousand dollars, or so much thereof as may be necessary; for printing and binding insurance reports, two thousand five hundred dollars, or so much thereof as may be necessary; for miscellaneous printing and binding, office stationery, postage, expressage, telegrams, telephones, messenger service, office furniture and office expenses, eleven thousand dollars, or so much thereof as may be necessary; for incidental expenses, including counsel, traveling expenses of department attaches on official business and extraordinary expenses, six thousand five hundred dollars, or so much thereof as may be necessary; for expenses of computation, compilation and publication of new valuation tables for valuations and other incidental expenses connected therewith; to carry into effect the provisions of section eighty-four of the insurance law, three thousand dollars, or so much thereof as may be necessary.

The following appropriations to be collected from and refunded to the treasury by the corporations under examination, when disbursements therefrom are in consequence of services at or in connection with such examinations.

For chief examiner, for salary, five thousand dollars; for twenty-two examiners for salaries, forty-seven thousand two hundred dollars, or so much thereof as may be necessary; for services and expenses of department appraisers in this state; for services and expenses of appraisers and examiners designated in other states; for services and expenses of counsel; for expenses of examiners in connection with examinations of insurance companies, and for extra temporary services when required, thirty-four thousand dollars, or so much thereof as may be necessary.

BOARD OF TAX COMMISSIONERS.

For the salaries of the tax commissioners the sum of fifteen thousand dollars; for the salary of the secretary three thousand five hundred dollars; for the salary of the confidential appraiser three thousand six hundred dollars, for the salary of one expert stenographer twelve hundred dollars, or so much thereof as may be necessary; for the salary of a bookkeeper and expert accountant two thousand dollars, or so much thereof as may be necessary; for the salary of the chief clerk fifteen hundred dollars; for other necessary clerical help two thousand two hundred dollars, or so much thereof as may be necessary; for other necessary stenographic work the sum of eighteen hundred dollars or so much thereof as may be necessary; for salary of messenger three hundred dollars.

Each of the said commissioners shall receive a further sum of two thousand five hundred dollars, payable monthly, in full and in lieu of all expenses and disbursements incurred by them in discharge of their duties.

For printing, stationery, and other office expenses the sum of five thousand five hundred dollars, or so much thereof as may be necessary.

For the salary of six special agents ten thousand eight hundred dollars and the further sum of nine thousand dollars, or so much thereof as may be necessary, for the expenses and disbursements incurred by them in the discharge of their duties, to be paid upon the audit of the comptroller.

For the services and expenses of experts for appraisement and valuation the sum of fifteen thousand dollars, or so much thereof as may be necessary, to be paid upon the certificate of the board of tax commissioners and the audit of the comptroller.

COMMISSIONERS OF QUARANTINE.

For the commissioners of quarantine, for salaries, seven thousand five hundred dollars.

STATE ARCHITECT.

For the state architect for salary seven thousand five hundred dollars.

For chief draughtsman, two thousand five hundred dollars; four draughtsmen at fifteen hundred sixty-five dollars each, six thousand two hundred sixty dollars, or so much thereof as may be necessary; three draughtsmen at fourteen hundred eighty dollars each, four thousand two hundred twenty-four dollars, or so much thereof as may be necessary; one draughtsman, one thousand two hundred fifty-two dollars, or so much thereof as may be necessary; one draughtsman, seven hundred eighty-two dollars, or so much thereof as may be necessary, one draughtsman, five hundred forty-six dollars; two tracers at six hundred twenty-six dollars each, twelve hundred fifty-two dollars, or so much thereof as may be necessary for consulting experts and additional draughtsmen necessary during the busy season, two thousand dollars, or so much thereof as may be necessary; one electrical engineer, two thousand five hundred dollars; three expert engineers at two thousand dollars per annum each, six thousand dollars; one sanitary engineer, two thousand dollars, or so much thereof as may be necessary; one heating engineer, two thousand dollars, or so much thereof as may be necessary; chief clerk, one thousand five hundred dollars, or so much thereof as may be necessary; one clerk and stenographer, one thousand six hundred forty-two dollars; two stenographers at nine hundred dollars each; one clerk, nine hundred forty dollars, or so much thereof as may be necessary; one messenger, seven hundred eighty-two dollars, or so much thereof as may be necessary; one laborer, four hundred seventy dollars, or so much thereof as may be necessary; one office boy, four hundred eighteen dollars, or so much thereof as may be necessary; one office boy, three hundred thirteen dollars, or so much thereof as may be necessary; for transportation and other expenses of supervision, four thousand five hundred dollars, or so much thereof as may be necessary; for office expenses, three thousand five hundred dollars, or so much thereof as may be necessary.

LAND OFFICE.

For valuations, assessments and other necessary expenses of the public lands and land board five thousand dollars, including the mileage and expenses of the speaker of the assembly for attendance as commissioner of the land office.

PUBLIC OFFICES.

For postage or expressage on official letters, documents and other matter sent by mail or express by the governor, secretary of state, comptroller, treasurer, attorney-general, state engineer and surveyor, superintendent of public instruction, regents of the university, adjutant-general, clerk of the court of appeals, state board of charities, state board of health, civil service commission and bureau of labor statistics, fifteen thousand dollars; and for stationery for the aforesaid offices and departments, ten thousand dollars, or so much thereof as may be necessary.

TRANSPORTATION.

For expenses of transportation of the session laws, journals and documents of the legislature, reports, books and packages, by express or freight, for public officers, and for expenses of boxes therefor, fifteen thousand dollars, or so much thereof as may be necessary.

PUBLIC BUILDINGS.

For the salary of the superintendent of public buildings, five thousand dollars.

For the salary of the deputy superintendent, two thousand five hundred dollars.

For the salary of the chief engineer, two thousand dollars.

For the salary of the confidential clerk and stenographer, two thousand dollars.

For the salary of the clerk and bookkeeper, one thousand two hundred dollars.

For the salary of the paymaster, two thousand dollars.

For the salary of the chief orderly, one thousand five hundred dollars.

For the salary of the storekeeper, one thousand two hundred dollars.

For the salary of the janitor of the state hall, one thousand two hundred dollars.

For the salary of the janitor of the geological hall, one thousand and two hundred dollars.

For the services of orderlies, watchmen, engineers, firemen, carpenters, machinist, electricians, cleaners, laborers and other necessary employees in the care and maintenance, the sum of one hundred and ten thousand dollars or so much thereof as may be necessary.

For lighting and necessary fixtures and appliances therefor, fifty thousand dollars or so much thereof as may be necessary.

For furniture, repairs, coal, fuel and other expenses forty thousand dollars or so much thereof as may be necessary.

UNIVERSITY OF THE STATE OF NEW YORK.

REGENTS' OFFICE.

For salary of secretary and director of college and high school departments, five thousand dollars; head clerk, two thousand one hundred dollars; bookkeeper, one thousand and eighty dollars; head stenographer, nine hundred and sixty dollars; report clerk, nine hundred dollars; charter clerk, seven hundred and twenty dollars; printing clerk, seven hundred and twenty dollars; two clerks at seven hundred and twenty dollars each; one page at six hundred dollars; four clerks at six hundred dollars each; two clerks at five hundred and forty dollars each; and one clerk at four hundred and twenty dollars; and for fittings, supplies, printing, travel and other expenses of the administrative department, pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two, three thousand five hundred and eighty dollars.

BUILDING.

For salary of janitor, nine hundred dollars; watchman, seven hundred and eighty dollars; elevator man, six hundred dollars; two porters at six hundred dollars each; messenger at six hundred dollars; page at six hundred dollars; messenger at four hundred and eighty dollars; clerk at four hundred and twenty dollars; and for laborers and cleaners for care and cleaning of the rooms of the state library, regents office, college and high school and home education departments and other rooms occupied by the University of the state of New York in the basement, and on the first, third, fourth, fifth, sixth and seventh floors of the capitol; running two elevators, labor of cleaning and handling books, and for necessary repairs, fittings and supplies, to be paid on vouchers duly authenticated by the regents, as for their other expenses, nine thousand four hundred twenty dollars, or so much thereof as may be necessary.

ACADEMIC FUND.

For dividends to be apportioned by the regents for the benefit of schools of academic grade of the university, pursuant to chapter three hundred forty-one laws of eighteen hundred ninety-five, two hundred and seven thousand seven hundred and thirty dollars, and pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred and ninety-two,

the further sum of sixty thousand dollars, to which shall be added the sum of twelve thousand dollars which is hereby appropriated, payable from the income of **THE LITERATURE FUND** and the further sum of thirty-four thousand dollars which is hereby appropriated payable from the income of **THE UNITED STATES DEPOSIT FUND**, and from said aggregate sum of three hundred and thirteen thousand seven hundred and thirty dollars there shall be paid for the salary of the head inspector, three thousand six hundred dollars; for salaries of eight inspectors, three thousand dollars, two thousand eight hundred twenty dollars, two thousand seven hundred dollars, two thousand six hundred forty dollars, two thousand four hundred dollars, two thousand four hundred dollars, one thousand nine hundred twenty dollars, and one thousand two hundred sixty dollars respectively; for apparatus clerk, one thousand one hundred forty dollars, and for grants by the regents for the benefit of the schools of the university of academic grade, pursuant to statute, two hundred eighty-nine thousand eight hundred fifty dollars.

COLLEGE AND HIGH SCHOOL DEPARTMENTS.

For college and high school departments, for salary of director's assistant, one thousand eight hundred dollars; for director's clerk, one thousand five hundred dollars; for three assistants, one thousand three hundred twenty dollars, one thousand five hundred dollars, and one thousand eight hundred dollars respectively; for record clerk, one thousand two hundred dollars; for credential clerk one thousand two hundred dollars; for one examiner, one thousand two hundred dollars; for publication assistant, one thousand two hundred dollars; for one examiner nine hundred dollars; for one compositor nine hundred dollars; for three examiners, seven hundred twenty dollars each; for three clerks, seven hundred twenty dollars each; for two stenographers, six hundred sixty dollars and six hundred dollars respectively; for six clerks, six hundred dollars each; for two clerks, four hundred eighty dollars each; for four clerks, four hundred twenty dollars each; for three clerks, three hundred sixty dollars each, and for examiners and clerks for temporary service, and for fittings, supplies, printing and other expenses of conducting examinations in accordance with chapter four hundred twenty-five of the laws of eighteen hundred eighty-seven, and for conducting preliminary examinations for law students as prescribed by rules of the court of appeals in pursuance of section one hundred ninety-three of the code of civil procedure, and for medical students as prescribed by section one hundred forty-five, and for dental students as pre-

scribed by section one hundred sixty-two, and for veterinary medical students as prescribed by section one hundred seventy-eight of chapter six hundred sixty-one of the laws of eighteen hundred ninety-three, and for the preliminary examination of candidates for certificates as certified public accountants as prescribed by section two of chapter three hundred twelve of the laws of eighteen hundred ninety-six, nineteen thousand eighty dollars, of which sum twenty-six thousand five hundred dollars shall be payable from the revenue, of **THE UNITED STATES DEPOSIT FUND**, which is hereby appropriated; also payable from fees received involving no expense to the state under section forty-nine chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two; secretary of state board of medical examiners, twelve hundred dollars; medical record clerk, nine hundred dollars; one examiner nine hundred dollars; seven clerks at six hundred dollars each; one clerk at four hundred and twenty dollars.

HOME EDUCATION DEPARTMENT.

For salary of director of state library and home education departments and director of library school, five thousand dollars; inspector, two thousand four hundred dollars; vice-director of library school and librarian for the blind, one thousand eight hundred dollars; director's assistant, one thousand eight hundred dollars; annotator, one thousand two hundred dollars; two assistants nine hundred dollars each; indexer, nine hundred dollars; two assistants, eight hundred forty dollars and seven hundred eighty dollars respectively; cataloguer, seven hundred and twenty dollars; stenographer, seven hundred and twenty dollars; two assistants, seven hundred twenty dollars and six hundred dollars respectively; sub-accession clerk six hundred dollars; two clerks at six hundred dollars and five hundred and forty dollars respectively; three clerks at four hundred eighty dollars each; four clerks at four hundred twenty dollars each; two clerks at three hundred sixty dollars and three hundred dollars respectively; and for temporary services, and for grants of public library money by the regents for the benefit of free libraries and for necessary expenses in accordance with sections fourteen, forty-seven and fifty of chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two, twenty-seven thousand two hundred dollars, of which sum twenty-five thousand dollars shall be payable from the revenue of **THE UNITED STATES DEPOSIT FUND**, which is hereby appropriated.

STATE LIBRARY.

For salary of senior librarian, two thousand four hundred dollars; law librarian, two thousand one hundred dollars; education librarian, two thousand one hundred dollars; reference librarian, two thousand dollars; director's assistant, one thousand eight hundred dollars; legislative librarian one thousand five hundred dollars; head cataloguer, one thousand two hundred dollars; head classifier, one thousand two hundred dollars; reference assistant, one thousand two hundred dollars; sub-librarian (history) one thousand eighty dollars; accession clerk, one thousand twenty dollars; four assistants nine hundred dollars each; catalogue curator and one assistant, seven hundred eighty dollars each; two cataloguers, seven hundred twenty dollars each; two assistants and one shelf clerk, six hundred sixty dollars each; one assistant, shelf lister, sub-cataloguer, and messenger, six hundred dollars each; one clerk, five hundred forty dollars; one sub-shelf lister and one sub-cataloguer and four clerks, four hundred eighty dollars each; two clerks, four hundred twenty dollars each; one clerk, three hundred dollars; and for temporary assistants, and for keeping the library open evenings and holidays throughout the entire year, and for maintaining duplicate department, and for fittings, supplies, printing and other expenses pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two, two thousand eight hundred sixty dollars; also payable from fees received under section forty-nine chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two, involving no expense to the state, three clerks at four hundred eighty dollars each.

For adding books pursuant to chapter three hundred seventy-eight of the laws of eighteen hundred ninety-two, twenty thousand dollars, or so much thereof as may be necessary.

For the state medical library, for books, serials, binding and other necessary expenses of maintenance pursuant to chapter three hundred seventy-seven of the laws of eighteen hundred ninety-one, two thousand dollars.

STATE MUSEUM.

For salary of director and state geologist, three thousand dollars; assistant in zoology one thousand two hundred dollars; assistant in geology one thousand twenty dollars; museum assistant, nine hundred dollars; stenographer, six hundred sixty dollars; clerk three hundred dollars.

For salary of state botanist, two thousand four hundred dollars.

For salary of state entomologist, one thousand eight hundred dollars; for two assistants to state entomologist, six hundred sixty dollars and six hundred dollars respectively.

For temporary scientific services and expenses in the preservation and increase of the collections of the state museum and the expenses of the geologist, botanist and entomologist, six thousand eighty dollars.

For salary of the state paleontologist, three thousand dollars; for the paleontologist's assistant, one thousand two hundred dollars; for draughtsman, one thousand eight hundred dollars; for lithographer one thousand five hundred dollars; for one clerk, one thousand twenty dollars; for helper, seven hundred twenty dollars; and for the expenses of paleontology division including temporary scientific services, two thousand two hundred eighty dollars.

For the expenses of the Indian museum, one thousand dollars.

DEPARTMENT OF AGRICULTURE.

For the commissioner of agriculture, for salary four thousand dollars; for assistant commissioners, for salaries, seventeen thousand dollars.

For head book-keeper, one thousand eight hundred dollars; assistant bookkeeper, one thousand two hundred dollars; book-keeper, nine hundred dollars; four cheese instructors, twelve hundred dollars each; thirty-six special agents, nine hundred dollars each; five inspectors, nine hundred dollars each; seven inspectors, seven hundred and twenty dollars each; chief chemist, two thousand dollars; for chemists, and other scientific employes, ten thousand dollars, or so much thereof as may be necessary; two stenographers, seven hundred and twenty dollars each; one stenographer, six hundred dollars; index clerk, four hundred and eighty dollars; veterinarians, three thousand five hundred dollars, or so much thereof as may be necessary.

For traveling and other expenses of the assistant commissioners, and employes other than the assistant commissioner located at Albany, and for all necessary expenses of the department, fifty-two thousand dollars, or so much thereof as may be necessary.

For maintenance of farmers' institutes held under the auspices of the commissioner of agriculture, to be paid upon the order of said commissioner, and certified in sums as needed, and for which vouchers for expenditures duly audited and verified by him shall be rendered, twenty thousand dollars.

No more than ten assistant commissioners shall be employed by the commissioner of agriculture for said department. The

assistant residing in the city of Albany shall receive as salary the sum of two thousand five hundred dollars, and the assistant commissioner residing in the city of New York shall receive an annual salary of two thousand five hundred dollars, and such traveling expenses as may be necessary, when away from home on business of said department. The other assistant commissioners shall receive such salaries not exceeding fifteen hundred dollars each, as shall be fixed by the commissioner of agriculture, and all necessary expenses incurred in the performance of their duties.

To the commissioner of agriculture the sum of fifteen hundred dollars in lieu of and in full for all traveling and other expenses of himself and of the assistant commissioner located at Albany, incurred by either of them in the discharge of their official duties, payable in equal monthly installments.

AGRICULTURAL SOCIETIES.

For the promotion of agriculture in this state, sixty-six thousand dollars; of said sixty-six thousand dollars there shall be distributed by the commissioner of agriculture to the American Institute of the City of New York, town, county, and other agricultural societies, fairs, clubs and expositions the amount they are entitled to by virtue of the provisions of section eighty-nine of the agricultural law; seventy per centum of the said remainder shall be apportioned among the county agricultural societies, fairs or associations, the American Institute of the City of New York or to the societies, fairs or associations entitled thereto in counties where there are no such county agricultural societies, and thirty per centum thereof shall be apportioned to the various town and other agricultural societies, clubs or exhibitions, to be distributed in the manner provided by section eighty-eight of the agricultural law, but the comptroller shall not draw a warrant for any part of said sixty-six thousand dollars, payable to or for the benefit of any association, club, society or fair, until a sworn statement by the president and secretary thereof has been filed with the comptroller showing the exact amount paid during the preceding year for dividends on capital stock and for salaries of officers. The amount paid for dividends on capital stock shall be deducted from the amount that would otherwise be payable to such society under this appropriation.

GENEVA EXPERIMENT STATION.

To the commissioner of agriculture, and to the New York State Agricultural Experiment Station, for enforcing the provisions of law in relation to commercial fertilizers, pursuant to chapter

four hundred and thirty-seven of the laws of eighteen hundred and ninety, and chapter nine hundred and fifty-five of the laws of eighteen hundred and ninety-six and chapter six hundred and eighty-seven of the laws of eighteen hundred and ninety-nine, and for the expenses of bulletins as therein provided, the sum of ten thousand dollars, or so much thereof as may be necessary, to be paid from money received by the state treasurer from license fees on fertilizers.

For the expense of enforcing the provisions of the law in relation to concentrated feeding stuffs, as shall be authorized by the board of control, pursuant to chapter five hundred and ten, laws of eighteen hundred and ninety-nine, to be paid from money received by the state treasurer from license fees on concentrated feeding stuffs, two thousand five hundred dollars, or so much thereof as may be necessary.

For the necessary expenditures of the agricultural experiment station at Geneva; for salaries of the scientific staff and clerical force, twenty-three thousand dollars; for labor, including engineer, janitors, laboratory helpers, gardeners, herdsmen, teamsters, poultrymen, watchmen and other necessary labor, twelve thousand dollars, or so much thereof as may be necessary; for necessary expenses in conducting researches in plant nutrition, diseases of plants, injurious insects, bacteriology, horticulture, dairy practice and poultry keeping, fifteen thousand dollars, or so much thereof as may be necessary.

LEGISLATURE.

For the compensation and mileage of members and officers of the legislature, four hundred and fifty thousand dollars, or so much thereof as may be necessary.

For advances by the comptroller to the clerks of the senate and assembly, for contingent expenses, including stationery, printing and other legislative supplies, twenty-five thousand dollars, or so much thereof as may be necessary.

For postage, expenses of committees, compensation of witnesses, legislative manual, clerk's manual, indexing the bills, journals and documents of the senate and assembly, and other contingent expenses of the legislature, thirty thousand dollars, or so much thereof as may be necessary.

STATE PRINTING.

For the legislative printing of the state, including binding, and mapping, but excluding lithographing and engraving, which said lithographing and engraving shall be paid for from the appro-

priations herein made for the department ordering the same, or to which the same relates, two hundred thousand dollars, or so much thereof as may be necessary, and the comptroller is authorized to pay from said amount for the services of an expert printer to examine all the accounts for printing a sum not to exceed two thousand four hundred dollars per annum.

SESSION LAWS AND OFFICIAL CANVASS.

For the publication of the session laws and the official canvass and official notices provided by law, which are subjects of contract, twenty-five thousand dollars, or so much thereof as may be necessary.

PUBLICATION OF GENERAL LAWS.

For the payment of newspapers in the various counties in this state for the publication of the general laws of the state pursuant to chapter seven hundred and fifteen of the laws of eighteen hundred and ninety-two, ninety thousand dollars, or so much thereof as may be necessary.

STATE PRISONS.

For the support and maintenance of the several state prisons, and the Eastern Reformatory pursuant to chapter three hundred and eighty-two of the laws of eighteen hundred and eighty-nine, and for the ordinary repairs of the prisons and supplying water therefor, three hundred thousand dollars, or so much thereof as may be necessary.

For the superintendent of state prisons, for salary, six thousand dollars.

For the necessary traveling expenses of the superintendent and his clerk while engaged in the performance of their official duties, one thousand five hundred dollars or so much thereof as may be necessary.

For superintendent's clerk, four thousand dollars; industry clerk, two thousand five hundred dollars; stenographer, one thousand dollars; messenger, one thousand dollars; for other office expenses one thousand four hundred and twenty dollars, or so much thereof as may be necessary.

For compensation of sheriffs, for the transportation of convicts to prisons, asylum for insane criminals, penitentiaries, houses of refuge and reformatories fifteen thousand dollars, or so much thereof as may be necessary.

For the maintenance of convicts sentenced to penitentiaries, in pursuance of chapter one hundred and fifty-eight of the laws of eighteen hundred and fifty-six, chapter five hundred and eighty-

four of the laws of eighteen hundred and sixty-five, chapter six hundred and sixty-seven of the laws of eighteen hundred and sixty-six, chapter five hundred and seventy-four of the laws of eighteen hundred and sixty-nine, chapter two hundred and forty-seven of the laws of eighteen hundred and seventy-four, chapter five hundred and seventy-one of the laws of eighteen hundred and seventy-five, chapter four hundred and ninety of the laws of eighteen hundred and eighty-five, chapter one hundred and fifteen of the laws of eighteen hundred and ninety-one and chapter five hundred and eighty-seven, laws of eighteen hundred and ninety-two, one hundred thousand dollars, or so much thereof as may be necessary.

For the support and maintenance of the state prison for women at Auburn, pursuant to chapter three hundred and six of the laws of eighteen hundred and ninety-three, for ordinary repairs, supplying water therefor and for the transportation of women prisoners, fifteen thousand dollars, or so much thereof as may be necessary.

MATTEAWAN STATE HOSPITAL FOR INSANE CRIMINALS.

For the support and maintenance of Matteawan state hospital for insane criminals, sixty thousand dollars, or so much thereof as may be necessary.

For the salary of the medical superintendent, four thousand five hundred dollars; for the first assistant, two thousand two hundred dollars; for the second assistant, one thousand two hundred dollars; for the assistant physician, one thousand two hundred dollars, and for the steward, one thousand seven hundred dollars.

INDIAN AFFAIRS.

For the payment of the annuities to the several Indian tribes, as follows:

To the Onondagas, two thousand four hundred and thirty dollars.

To the Cayugas, two thousand three hundred dollars.

To the Senecas, five hundred dollars.

To the Saint Regis, two thousand one hundred and thirty-one dollars and sixty-seven cents.

For the relief of the Onondaga Indians, three hundred dollars.

For compensation of the agent of the Onondaga Indians, two hundred dollars.

For compensation of the agent of the Onondaga Indians, pursuant to chapter one hundred and seventy-eight of the laws of eighteen hundred and forty-seven and chapter six hundred and

thirty-five of the laws of eighteen hundred and sixty-nine, sixty-five dollars.

For compensation of the agent of the Onondaga Indians, residing on the Allegany and Cattaraugus reservation, one hundred and fifty dollars.

For compensation of the attorney of the Saint Regis Indians, one hundred and fifty dollars.

For compensation of the attorney of the Seneca Indians, one hundred and fifty dollars.

For compensation of the attorney of the Tonawanda band of Seneca Indians, one hundred and fifty dollars.

NATIONAL GUARD.

For the salary of the adjutant-general, four thousand dollars; for the salary of the assistant adjutant-general, military store-keeper and clerical force, as provided in section one hundred and sixty-one of the military code, twenty-three thousand dollars; for salaries of officers on the staff of the major-general commanding the National Guard, and for clerical services, as provided by section one hundred and sixty of the military code, fifteen thousand dollars; for allowances to headquarters of the National Guard, brigades, regiments, battalions and squadron, as provided in section one hundred and fifty-nine of the military code, thirty-four thousand eight hundred dollars; for allowances to officers to assist in uniforming and equipping themselves and organizations for the purpose of defraying necessary military expenses, as provided in sections one hundred and fifty-six and one hundred and fifty-seven of the military code, one hundred and fifty-four thousand dollars.

For the other general expenses of the National Guard of the state, and the office of the adjutant-general, to be expended in accordance with the military code, the sum of one hundred thirteen thousand two hundred dollars in addition to the sum of one hundred six thousand dollars remaining unexpended of appropriations heretofore made pursuant to chapter six hundred seventy-two of the laws of eighteen hundred and ninety-eight, as amended by chapter two hundred eighty-seven of the laws of eighteen hundred ninety-nine, which sum is hereby reappropriated for such purpose.

MILITARY RECORD FUND.

Revenue.

For the adjutant-general for the expenses of the bureau of military records, payable from the revenue of the military record fund, two thousand dollars, or so much thereof as may be necessary.

NAVAL MILITIA.

For allowances to headquarters of the naval militia and battalions, as provided in section one hundred fifty-nine of the military code, two thousand four hundred dollars; for allowances to officers of the naval militia to assist in uniforming and equipping themselves, and organizations of the naval militia, for the purpose of defraying necessary military expenses as provided in sections one hundred fifty-six and one hundred fifty-seven of the military code, six thousand dollars; for other general expenses of the naval militia and the office of the adjutant-general, to be expended in accordance with the military code, sixteen thousand six hundred dollars.

CIVIL SERVICE COMMISSION.

For the civil service commissioners, for salaries, nine thousand dollars. For the necessary expenses of the several commissioners while in the discharge of their official duties, including all expenses while attending meetings of commission one thousand eight hundred dollars, or so much thereof as may be necessary.

For expenses of examinations, and compensation of temporary examiners to be appointed by the commission, eight thousand dollars, or so much thereof as may be necessary; such examinations shall be held at least once a year in each of the following places: Albany, Amsterdam, Auburn, Binghamton, Buffalo, Dunkirk, Elmira, Hornellsville, Ithaca, Jamestown, Johnstown, Kingston, Lockport, Malone, Middletown, Newburgh, New York, Ogdensburg, Olean, Oswego, Plattsburg, Poughkeepsie, Rochester, Syracuse, Utica and Watertown; and shall cover all offices for which competitive examinations are required under the civil service rules, except such examinations as require special tools, machinery or laboratory facilities.

Notice shall be mailed to the newspapers publishing the session laws in each county of the time and place of such examination, and the positions for which the examination is held at least twenty days before the time in which to file applications for such examination expires for publication at their option without charge and the commission may require application to be made a reasonable time before the date of examination.

For the chief examiner, for salary, three thousand six hundred dollars, and for his necessary traveling expenses, incurred in the discharge of his duty, eight hundred dollars, or so much thereof as may be necessary.

For a secretary, three thousand dollars; assistant secretary, two thousand one hundred dollars; clerk, seven hundred and

twenty dollars; three stenographers, nine hundred dollars each; one stenographer, six hundred dollars, and one messenger, four hundred and eighty dollars.

For the traveling expenses of the secretary while in the discharge of his official duties, three hundred dollars, or so much thereof as may be necessary.

For books, printing, stationery and other expenses of the office of the civil service commission, one thousand eight hundred dollars, or so much thereof as may be necessary.

BUREAU OF LABOR STATISTICS.

For the commissioner of statistics of labor, for salary, three thousand dollars.

For the deputy commissioner of statistics of labor, for salary, two thousand five hundred dollars.

For the clerk of the commissioner of statistics of labor, for salary, two thousand dollars.

For one statistician, one thousand seven hundred and fifty dollars; one statistician, one thousand two hundred and fifty-two dollars; clerk, one thousand two hundred dollars; two clerks, one thousand two hundred fifty-two dollars each; one special agent, one thousand seven hundred and fifty dollars; one special agent, one thousand five hundred dollars; four special agents, one thousand two hundred and fifty-two dollars each.

For traveling expenses of office force, four thousand four hundred and fifty dollars; for printing, six hundred and eighty dollars; for telephone, telegraph and messenger service, one hundred and fifty dollars. For other expenses, seven hundred and fifty dollars, or so much thereof as may be necessary.

For expenses of the free employment bureau in New York city, five thousand dollars, or so much thereof as may be necessary.

For expense of publishing bulletins, one thousand dollars, or so much thereof as may be necessary.

FOREST, FISH AND GAME COMMISSION.

For salaries of commissioners of forest, fish and game, thirteen thousand dollars; for their expenses, four thousand dollars; for the salary of the fish culturist, three thousand dollars; and for his necessary expenses while in the discharge of his official duty, nine hundred dollars, or so much thereof as may be necessary; for the salary of the superintendent of forests, three thousand dollars, and for his necessary expenses while in the discharge of his official duty, nine hundred dollars, or so much thereof as may be necessary; for the salary of the assistant secretary, two

thousand dollars; for the audit and pay clerk, sixteen hundred dollars, or so much thereof as may be necessary; for special agent and license clerk, fifteen hundred dollars, or so much thereof as may be necessary; stenographer, twelve hundred dollars, or so much thereof as may be necessary. For the salaries of a chief protector two thousand dollars; clerk to the chief protector, one thousand two hundred dollars; two assistant chief protectors, twelve hundred dollars each; a special agent, one thousand dollars, and thirty-two protectors five hundred dollars each, or so much thereof as may be necessary. For the expenses of such chief, assistant chiefs, protectors and special agent while in the discharge of their official duties, fifteen thousand four hundred dollars, or so much thereof as may be necessary. For the salaries of two oyster protectors, one thousand dollars each; cashier and stenographer in the shell-fish department twelve hundred dollars, or so much thereof as may be necessary; confidential clerk in the shell-fish department, fifteen hundred dollars, or so much thereof as may be necessary, and for the expenses of the oyster protectors while in the discharge of their official duties, fifteen hundred dollars, or so much thereof as may be necessary; for the salary of a superintendent of hatcheries, two thousand five hundred dollars, and for his expenses while in the discharge of his official duty, six hundred dollars, or so much thereof as may be necessary; for the expense and maintenance of fish hatcheries and hatching stations and for the propagation and distribution of food and game fish and fish fry, other than salaries, forty-six thousand four hundred dollars, or so much thereof as may be necessary; for stationery, printing and office expenses of the commission, other than salaries three thousand seven hundred and fifty dollars, or so much thereof as may be necessary.

COUNTY TREASURERS.

For advances to county treasurers on account of taxes on property of non-residents, and for taxes on state, wild or forest lands which may be returned to the comptroller's office, and for adjusting accounts of state taxes with counties, fifty-five thousand dollars, or so much thereof as may be necessary.

REDEMPTION OF LANDS.

The sum of four thousand six hundred and sixty-five dollars and thirteen cents, being the unexpended balance of an appropriation made for such purpose by chapter five hundred and ninety-three, laws of eighteen hundred and ninety-eight, is hereby reappropriated for payment of money to purchasers upon redemption of lands sold for taxes.

REFUND OF TAXES.

The sum of twelve thousand three hundred and eleven dollars and fifty-two cents, appropriated by chapter five hundred and sixty-nine, laws of eighteen hundred and ninety-nine, for repayment of money erroneously paid into the treasury for taxes is hereby reappropriated for the same purpose.

SOLDIERS AND SAILORS' HOME.

For the support and maintenance of the New York State Soldiers and Sailors' Home, and for the transportation of applicants for admission, one hundred and ninety thousand dollars, or so much thereof as may be necessary.

STATE REFORMATORY.

For the New York State Reformatory, at Elmira, for maintenance and ordinary repairs, and for the purchase of material, and for expenses of manufacturing, pursuant to chapter seven hundred and eleven of the laws of eighteen hundred and eighty-seven, two hundred and fifteen thousand dollars, or so much thereof as may be necessary.

STATE BOARD OF HEALTH.

For the secretary for salary, four thousand five hundred dollars; for assistant secretary, two thousand five hundred dollars; statistician and medical expert, one thousand eight hundred dollars; chemist, one thousand five hundred dollars; chief clerk, one thousand eight hundred dollars; six clerks, fifteen hundred dollars each; one clerk, one thousand dollars; stenographer and typewriter, one thousand dollars. For services and expenses of experts, chemists and stenographers in examinations and investigations, seven thousand four hundred dollars, or so much thereof as may be necessary, of which sum there may be paid for the services of an official stenographer at meetings of the board not to exceed the sum of two hundred dollars.

For furniture, books, binding, blanks, printing, and other office expenses, four thousand dollars, or so much thereof as may be necessary.

For necessary traveling expenses while in the discharge of official duties, two thousand five hundred dollars, or so much thereof as may be necessary.

DEAF AND DUMB.

For the support and instruction of two hundred and fifty pupils at the Institute for Deaf and Dumb in New York city, in addition to the sum of eight thousand seven hundred and ninety-six dollars and six cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of sixty-one thousand two hundred and three dollars and ninety-four cents.

For the support and instruction of one hundred and twenty pupils at the Institution for the Improved Instruction of Deaf Mutes in New York city, in addition to the sum of three thousand six hundred and thirty-one dollars and twenty cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of twenty-nine thousand nine hundred sixty-eight dollars and eighty cents.

For the support and instruction of one hundred and ten pupils at the Le Conteuix Saint Mary's Institution for the Improved Instruction of Deaf Mutes, at Buffalo, thirty thousand eight hundred dollars.

For the support and instruction of one hundred and fifteen pupils at the Central New York Institution for the Improved Instruction of Deaf Mutes, at Rome, in addition to the sum of eight thousand and seven dollars and twenty-six cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of twenty-four thousand one hundred ninety-two dollars and seventy-four cents.

For the support and instruction of sixty-five pupils at the Northern New York Institution for Deaf Mutes, at Malone, in addition to the sum of one thousand six hundred eighty-three dollars and fifty-six cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of sixteen thousand five hundred sixteen dollars and forty-four cents.

For the support and instruction of two hundred and twelve pupils at Saint Joseph's Institution for the Improved Instruction of Deaf Mutes, at Fordham, fifty-nine thousand three hundred and sixty dollars.

For the support and instruction of eight pupils at the Albany Home School for the Deaf, in addition to the sum of four hundred ninety-six dollars and eighty-four cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further

sum of one thousand seven hundred forty-three dollars and sixteen cents.

For the support and instruction of one hundred pupils at the Western New York Institution, at Rochester, for the improved instruction of deaf-mutes, twenty-eight thousand dollars.

The amount hereby appropriated for the several institutions for the support and instruction of deaf mutes is at the rate of two hundred and eighty dollars per capita per annum and a proportionate amount for a shorter period of time than one year, or for a smaller number of pupils in each case, shall be allowed in each of the last eight items, and paid by the comptroller, upon certificate verified by oath of the president and secretary of such institution, and upon the approval of the superintendent of public instruction.

ASYLUMS AND HOSPITALS.

THOMAS ASYLUM.

For the Thomas Asylum for Orphan and Destitute Indian Children, for maintenance and for salaries of officers and teachers, twenty-two thousand dollars, or so much thereof as may be necessary.

BLIND.

For the support and instruction of one hundred and eighty pupils at the New York Institution for the Blind, in addition to the sum of eight thousand six hundred eighty-five dollars and fifty-eight cents, remaining unexpended of appropriations heretofore made therefor, which is hereby reappropriated for the current and the next fiscal years, the further sum of thirty-eight thousand one hundred fourteen dollars and forty-two cents, or a proportionate amount for a shorter period of time than one year, or for a smaller number of pupils, as shall be duly verified by the affidavits of the president and secretary of the institution.

For the maintenance and instruction of the inmates of the State School for the Blind, at Batavia, thirty-five thousand dollars, or so much thereof as may be necessary.

CRAIG COLONY FOR EPILEPTICS.

For salaries of officers and employes of the Craig Colony for Epileptics, for the maintenance of the institution, one hundred thousand dollars, or so much thereof as may be necessary.

JUVENILE DELINQUENTS.

For the Society for the Reformation of Juvenile Delinquents in the city of New York, for maintenance and rewards to in-

mates and repairs and betterments of tools and equipment and furniture, and for necessary tools to properly conduct the trade schools and common schools and military system and photographing of inmates, one hundred and fifty thousand dollars, or so much thereof as may be necessary.

STATE INDUSTRIAL SCHOOL.

For the State Industrial School at Rochester, for maintenance and rewards to inmates and repairs and betterments of tools and equipment and furniture, and for necessary tools to properly conduct the trade schools and common schools and military system and photographing of inmates, one hundred and eighty thousand dollars, or so much thereof as may be necessary.

SYRACUSE STATE INSTITUTION FOR FEEBLE-MINDED CHILDREN.

For the Syracuse State Institution for Feeble-Minded Children, for maintenance, eighty-two thousand dollars, or so much thereof as may be necessary.

CUSTODIAL ASYLUM.

For the support and maintenance of the inmates of the Newark Custodial Asylum, for the service of the attendants therein, and for other necessary expenses, fifty-five thousand dollars, or so much thereof as may be necessary.

ROME STATE CUSTODIAL ASYLUM.

For the support and maintenance of the inmates of the Rome State Custodial Asylum, for the services of attendants therein and for other necessary expenses, seventy-five thousand dollars, or so much thereof as may be necessary.

HOUSE OF REFUGE FOR WOMEN.

For the compensation of officers and employes of the House of Refuge for Women, at Hudson, for the maintenance of the institution and for the transportation of the convicts, sixty-six thousand dollars, or so much thereof as may be necessary.

WESTERN HOUSE OF REFUGE FOR WOMEN.

For the compensation of officers and employes of the Western House of Refuge for Women, at Albion, for the maintenance of the institution and for the transportation of convicts, thirty-three thousand dollars, or so much thereof as may be necessary.

WOMEN'S RELIEF CORPS HOME.

For the Women's Relief Corps Home, for maintenance, twenty thousand dollars, or so much thereof as may be necessary.

STATE COMMISSION OF PRISONS.

For the secretary of state commission of prisons, for salary, three thousand dollars; for compensation and for the necessary traveling expenses of the commissioner and secretary while engaged in the discharge of their official duties, and for office expenses and clerk hire, ten thousand dollars, or so much thereof as may be necessary.

STATE BOARD OF CHARITIES.

For the secretary of the state board of charities, for salary three thousand five hundred dollars.

For compensation of twelve commissioners as provided by chapter five hundred forty-six of the laws of eighteen hundred and ninety-six, three thousand five hundred dollars, or so much thereof as may be necessary.

For superintendent of inspection, two thousand five hundred dollars; chief clerk, one thousand five hundred dollars; clerk, one thousand four hundred dollars; inspector of charitable institutions, one thousand two hundred dollars; statistician, nine hundred dollars; one stenographer, nine hundred dollars; one stenographer, seven hundred and twenty dollars; messenger, seven hundred and twenty dollars; clerk, six hundred dollars; junior clerk, four hundred and eighty dollars. For temporary help at the Albany office, one thousand dollars.

For traveling expenses of the commissioners and secretary while engaged in the discharge of their official duties, four thousand five hundred dollars, or so much thereof as may be necessary.

For rent, printing, stationery, and other expenses of the office six thousand dollars, or so much thereof as may be necessary.

NEW YORK OFFICE.

For superintendent, one thousand five hundred dollars; two inspectors, one thousand two hundred dollars each; two inspectors, nine hundred dollars each; stenographer, seven hundred and twenty dollars.

ROCHESTER OFFICE.

For inspector, one thousand two hundred dollars; inspector, nine hundred dollars; stenographer, six hundred dollars.

For traveling expenses of the employes of the department while engaged in their official duties, two thousand five hundred dollars, or so much thereof as may be necessary

For the support, care and removal of state, alien and Indian poor, pursuant to chapter five hundred and forty-nine of the laws of eighteen hundred and eighty, chapter two hundred and twenty-five of the laws of eighteen hundred and ninety-six, and chapter five hundred and forty-six, laws of eighteen hundred and ninety-six, forty thousand dollars, or so much thereof as may be necessary; and it shall be the duty of said board, in their annual report to the legislature, to give a complete and itemized statement of the expenditures for state paupers during the preceding fiscal year.

WEIGHTS AND MEASURES.

For the superintendent of weights and measures, for salary, three hundred dollars.

CORNELL UNIVERSITY.

For payment to Cornell University, being the interest at five per centum on the proceeds of the college land scrip fund pursuant to chapter seventy-eight of the laws of eighteen hundred and ninety-five, thirty-four thousand four hundred and twenty-eight dollars and eighty cents.

For the state veterinary college at Cornell University, for maintenance, equipment and necessary material to conduct the same, twenty-five thousand dollars, payable to the treasurer of Cornell University on the warrant of the comptroller.

For the State College of Forestry, to be expended under the direction of the board of trustees of Cornell University, as provided by chapter one hundred twenty-two of the laws of eighteen hundred and ninety-eight, ten thousand dollars.

For Cornell University for the promotion of agricultural knowledge throughout the state, as provided by chapter four hundred thirty of the laws of eighteen hundred and ninety-nine, thirty-five thousand dollars. Three thousand dollars thereof to be used in the promotion of knowledge relating to poultry and egg production.

STATE HISTORIAN.

For the state historian, for salary, four thousand five hundred dollars; for the salary of a clerk, one thousand five hundred dollars; and for stationery and other office expenses, three hundred and fifty dollars, or so much thereof as may be necessary.

STATE COMMISSION IN LUNACY.

For the state care of the insane, to be expended under the provisions of chapter five hundred and forty-five of the laws of eighteen hundred and ninety-six, chapter nine hundred and forty-four of the laws of eighteen hundred and ninety-six, chapter four hundred and sixty of the laws of eighteen hundred and ninety-seven, and chapter six hundred and thirty-six of the laws of eighteen hundred and ninety-eight.

For the state commissioners in lunacy, for salaries, traveling and incidental expenses, pursuant to chapter five hundred and forty-five of the laws of eighteen hundred and ninety-six, twenty-one thousand one hundred dollars.

For the salary of the secretary of the commission, four thousand dollars.

For salaries of clerks, messengers, experts and other employees, twenty thousand dollars.

For other clerical services, three thousand dollars.

For the deportation of alien and non-resident lunatics to other countries and states, and for the transfer of patients from one hospital to another to relieve overcrowding, six thousand dollars.

For compensation and expenses of special agents, twelve thousand dollars.

For printing, stationery, postage and other necessary office expenses, four thousand five hundred dollars.

For salaries of officers of state hospitals, the sum of two hundred and fifty-six thousand dollars.

For salaries and wages of all other employees of state hospitals, the sum of twelve hundred and seventy thousand dollars.

For the support and maintenance of the state hospitals other than salaries and wages of officers and employees, the sum of two million two hundred and forty thousand dollars.

For the Pathological Institute, twenty thousand dollars, or so much thereof as may be necessary, no part of which shall be paid for rent.

Any moneys hereby appropriated not necessarily expended during the fiscal year for the purposes specified, shall be available for buildings, repairs and improvements.

FACTORY INSPECTOR.

For factory inspector, for salary, three thousand dollars; for assistant factory inspector, for salary, two thousand five hundred dollars; for deputy inspectors, for salaries, sixty thousand dollars;

For superintendent of licenses, two thousand four hundred dollars; chief clerk, one thousand eight hundred dollars;

three expert examiners, one thousand five hundred dollars each; one clerk, one thousand three hundred twenty dollars; one clerk, one thousand twenty dollars; stenographer and clerk, one thousand twenty dollars; stenographer and clerk, six hundred sixty dollars; stenographer and clerk, six hundred dollars; stenographer and clerk, four hundred eighty dollars; and for two clerks, six hundred dollars each.

For traveling expenses of the factory inspector, seven hundred eighty dollars, or so much thereof as may be necessary; of assistant factory inspector, four hundred fifty-six dollars, or so much thereof as may be necessary; superintendent of licenses, five hundred seventy-five dollars, or so much thereof as may be necessary; fifty deputy factory inspectors, twenty-one thousand dollars, or so much thereof as may be necessary.

For printing, four thousand four hundred seventy-five dollars; postage, two thousand dollars; telephone, telegraph and messenger service, three hundred dollars; expenses, including rent of sub-office in New York, one thousand two hundred twenty-five dollars; express charges twenty-nine hundred dollars; miscellaneous expenses of the department, not included in above items, eleven hundred dollars, or so much thereof as may be necessary.

BOARD OF MEDIATION AND ARBITRATION.

For the members of the board of mediation and arbitration, for salaries, nine thousand dollars; for the secretary, for salary, two thousand dollars; for clerical services, one thousand six hundred dollars, or so much thereof as may be necessary. For necessary traveling expenses of the board, the secretary and employees, while engaged in the discharge of official duties, two thousand two hundred dollars, or so much thereof as may be necessary; and for office expenses one thousand two hundred dollars, or so much thereof as may be necessary.

NIAGARA RESERVATION.

For the commissioners of the state reservation at Niagara, for salaries of employees and for actual and necessary expenses while engaged in the discharge of official duties, twenty-five thousand dollars, or so much thereof as may be necessary.

INSPECTOR OF GAS METERS.

For the inspector of gas meters, for salary and salaries of deputies, as provided for by chapter three hundred and eighty-five of the laws of eighteen hundred and ninety-three, and as provided by chapter three hundred and sixty-four of the laws of eighteen

hundred and ninety-eight, eleven thousand dollars. For ten mechanics at not to exceed three dollars and fifty cents per day each, ten thousand nine hundred and fifty-five dollars, or so much thereof as may be necessary. For office and other expenditures, including the providing of seals to be affixed to said meters, as provided by chapter seven hundred and thirty-two of the laws of eighteen hundred and ninety-nine, the sum of two thousand dollars, or so much thereof as may be necessary, which several sums hereby appropriated shall be refunded to the treasury by the several gas-light corporations in this state in amounts proportionate to the amount of the capital stock of such corporations respectively, to be ascertained and assessed by the comptroller of the state in accordance with the provisions of chapter three hundred and eighty-five of the laws of eighteen hundred and ninety-three, and acts amendatory thereof and chapter three hundred and sixty-four of the laws of eighteen hundred and ninety-eight.

STATE DEPARTMENT OF EXCISE.

For salary of state commissioner of excise, five thousand dollars; and for his expenses and disbursements as provided by chapter three hundred and twelve of the laws of eighteen hundred and ninety-seven, one thousand eight hundred dollars; for salary of deputy commissioner, four thousand dollars; and for his expenses and disbursements as provided by chapter three hundred and twelve of the laws of eighteen hundred and ninety-seven, one thousand five hundred dollars; for salary of special deputy commissioner for the boroughs of Manhattan and the Bronx, four thousand dollars; for salary of special deputy commissioner for the borough of Brooklyn, three thousand dollars; for salary of special deputy commissioner for Erie county, three thousand dollars; for salary of special deputy commissioner for the borough of Queens, two thousand five hundred dollars; and for expenses of his office, including office rent and clerical help, one thousand five hundred dollars, or so much thereof as may be necessary; for salary of special deputy commissioner for the borough of Richmond, two thousand dollars; and for expenses of his office, including office rent and clerical help, five hundred dollars, or so much thereof as may be necessary; for expenses of special agent service, including salary of sixty agents, one hundred and twenty-one thousand, nine hundred dollars; for salary of general counsel four thousand five hundred dollars, and for attorneys for Albany, New York, Brooklyn and Buffalo offices, and compensation, costs, expenses and disbursements of attorneys under section ten of the liquor tax law, forty-three thousand two hundred and fifty dol-

lars; for salary of secretary, Albany office, two thousand dollars; for salary of financial clerk, Albany office, one thousand eight hundred dollars; for clerical help at Albany office; one bookkeeper, two thousand dollars; five bookkeepers, one thousand two hundred dollars each; two bookkeepers one thousand and eighty dollars each; two bookkeepers, one thousand one hundred and fifty dollars each; one clerk, two thousand two hundred dollars; one clerk, two thousand dollars; one clerk, one thousand five hundred dollars; one clerk, one thousand three hundred dollars; one clerk, one thousand one hundred dollars; one clerk, nine hundred and sixty dollars; one clerk, nine hundred dollars; one clerk, seven hundred and twenty dollars; two stenographers, one thousand and sixty dollars each; two stenographers, one thousand dollars each; one stenographer, one thousand two hundred dollars; two stenographers, nine hundred and sixty dollars each; one stenographer, seven hundred and twenty dollars; one stenographer, six hundred dollars; two stenographers, four hundred and ten dollars each; one messenger, nine hundred dollars; one messenger, seven hundred and twenty dollars; one page, five hundred dollars; for clerical help, New York office, one cashier and bookkeeper, three thousand dollars; one assistant cashier and bookkeeper, two thousand two hundred and fifty dollars; one assistant cashier and bookkeeper, one thousand five hundred dollars; one clerk, two thousand dollars; one clerk, one thousand five hundred dollars; nine clerks, one thousand two hundred dollars each; one stenographer, one thousand two hundred dollars; for clerical help at Brooklyn office, one cashier and bookkeeper, two thousand two hundred dollars; one assistant cashier and bookkeeper, one thousand six hundred dollars; one clerk, one thousand six hundred dollars; five clerks, one thousand two hundred dollars each; one stenographer, one thousand two hundred dollars; for clerical help at Buffalo office, one cashier and bookkeeper, one thousand seven hundred dollars; one clerk, one thousand five hundred dollars; one clerk, one thousand two hundred dollars; one stenographer, one thousand and eighty dollars; for equipment, stationery, telephoning, telegraphing, express charges, postage, miscellaneous and incidental expenses, Albany and sub offices, eight thousand two hundred dollars; for enumeration and examination of county treasurers' offices, two thousand three hundred dollars; for rentals, New York office, five thousand five hundred dollars; Brooklyn office, two thousand four hundred dollars; Buffalo office, one thousand three hundred dollars; for books, blanks and printing, eight thousand dollars.

For the state commissioner of excise, two hundred eighty-one thousand dollars, in addition to the sum of nineteen thousand dollars heretofore appropriated for the expenses of the depart-

ment which is hereby reappropriated for this purpose, or so much thereof as may be necessary, to pay refunds on surrender of liquor tax certificates, under the provisions of the liquor tax law, to be paid by the state treasurer from excise moneys in his hands upon the certificate of the comptroller.

INSPECTOR OF STEAM VESSELS.

For the inspectors of steam vessels, for salaries, six thousand dollars; for their actual and necessary traveling expenses while in the discharge of their official duties, and for the supplies necessary for the performance of said duties, three thousand dollars, or so much thereof as may be necessary, pursuant to chapter five hundred and ninety-two of the laws of eighteen hundred and ninety-seven.

MISCELLANEOUS.

For supplying other states with reports of the court of appeals and the supreme court pursuant to section twenty-seven of the executive law as amended by chapter two hundred and forty-eight of the laws of eighteen hundred and ninety-three, one thousand five hundred dollars, or so much thereof as may be necessary.

For the trustees of Washington's headquarters, at Newburgh, for compensation of the superintendent, and for the care, maintenance, repairs and improvements of the grounds, one thousand dollars, or so much thereof as may be necessary.

For the compensation of gate tenders for the state dams upon the Beaver and Moose rivers, as provided by chapter one hundred and sixty-eight of the laws of eighteen hundred and ninety-four, the sum of one thousand one hundred dollars, or so much thereof as may be necessary, to be paid by the comptroller on the certificate of the commissioners appointed under said act, or a majority thereof.

For the trustees of public buildings, for the salary of the keeper of the senate-house property, at Kingston, pursuant to chapter two hundred and twenty-seven of the laws of eighteen hundred and ninety-three, six hundred dollars.

For the expenses of the board of port wardens of the port of New York, pursuant to chapter one hundred and forty-two of the laws of eighteen hundred and ninety-one, forty-five hundred dollars, or so much thereof as may be necessary.

For salary of janitor of the Saratoga monument, five hundred dollars as provided by chapter nine hundred and fifty-five, laws of eighteen hundred and ninety-five.

For the compensation of the tender and for the maintenance and operation of the draw-bridge over Minneceingo creek, Rockland county, the sum of seven hundred dollars, or so much thereof as may be necessary.

For care and maintenance of Grant cottage, as provided by chapter six hundred and sixty-seven, laws of eighteen hundred and ninety-six, one thousand dollars, or so much thereof as may be necessary.

STATE SUPERINTENDENT OF ELECTIONS.

For the state superintendent of elections for the metropolitan election district: For salary of state superintendent, five thousand dollars. For salary of chief deputy, four thousand five hundred dollars. For salary of the clerk, eighteen hundred dollars. For salary of the stenographer, fifteen hundred dollars. For deputy state superintendents of elections, one hundred and seventy thousand dollars, or so much thereof as may be necessary. For the state superintendent of elections for office expenses, and expenses incurred in carrying out the provisions of the laws relating to the metropolitan elections district, the sum of fifteen thousand dollars, or so much thereof as may be necessary.

SUPERINTENDENT OF PUBLIC WORKS.

PAYABLE FROM THE CANAL FUND.

For the salaries of the superintendent of public works, six thousand dollars; deputy superintendent, four thousand dollars; three assistant superintendents, three thousand dollars each; financial clerk, three thousand five hundred dollars; assistant financial clerk, two thousand five hundred dollars; clerk to the superintendent, three thousand dollars; filing clerk, one thousand two hundred dollars; stenographer, nine hundred and sixty dollars; stenographer, nine hundred dollars; special agent, one thousand two hundred dollars; messenger, nine hundred dollars; clerk eastern division, one thousand six hundred dollars, and stenographer, seven hundred and twenty dollars; clerk middle division, one thousand five hundred dollars, assistant clerk, nine hundred dollars, stenographer, six hundred dollars, and janitress, three hundred dollars; clerk western division, one thousand five hundred dollars, clerk, nine hundred and sixty dollars, and janitress, one hundred and forty-four dollars; for the traveling expenses of the assistant superintendents of public works, one thousand three hundred dollars; and for additional clerk hire, office and contingent expenses of the superintendent and assist-

ant superintendents of public works, seven thousand three hundred dollars, or so much thereof as may be necessary.

For the traveling expenses of the superintendent of public works, two thousand five hundred dollars, and for the traveling expenses of the deputy superintendent of public works, one thousand dollars, payable monthly in full for all such expenses.

For the salaries of sixteen section superintendents, one thousand five hundred dollars each; two section superintendents, one thousand two hundred dollars each, and one section superintendent, two thousand dollars.

For the salary of the statistician in the office of the superintendent of public works, one thousand nine hundred dollars; for the salaries of the collectors and compilers of statistics relating to the trade and tonnage of the canals during the season of navigation, nine thousand dollars, comprising one collector at one hundred and seventy-five dollars per month, one collector at one hundred and forty dollars per month, two collectors at one hundred and ten dollars per month, three collectors at one hundred dollars per month, three collectors at eighty-five dollars per month, and one collector at sixty dollars per month; for the collectors, clerks and inspectors and measurers of boats, nine thousand five hundred dollars, comprising two clerks at seventy-five dollars per month, one clerk at seventy dollars per month, two clerks at sixty-five dollars per month, eight clerks at sixty dollars per month, and six inspectors and measurers of boats at sixty dollars per month; and for additional clerk hire and contingent expenses of such collectors and inspectors, four thousand six hundred dollars, or so much thereof as may be necessary.

For the payment of the expenses of lock tending and the ordinary repairs of the canals of the state, eight hundred and seventy thousand dollars, or so much thereof as may be necessary.

The several amounts herein appropriated shall be paid by the treasurer from the respective sums as specified, and the salaries as herein determined shall be and hereby are established and fixed by this act except as hereinafter provided for the several officers for whom they are designated and shall be paid by the treasurer pursuant to the requirements of chapter four hundred and thirteen, laws of eighteen hundred and ninety-seven, and chapter five hundred and forty-six, laws of eighteen hundred and ninety-six, and it shall be the duty of the treasurer to report annually to the legislature the detail of the several expenditures.

The salary or compensation of any officer or employe, when not prescribed by law, other than this act, for which an appropriation is made by this act, may be fixed by the department, official or officials appointing such officer, or employing such em-

ploye, at a less, but not at a greater sum than the amount herein appropriated for the salary or compensation of such officer or employe. No appropriation herein contained shall be available for the salary or compensation of any regular officer or employe whose employment or office is not herein specified unless his appointment or employment is expressly authorized.

A manager, trustee or officer of any state, charitable, or other institution receiving moneys under this act from the state treasury, for maintenance and support, shall be entitled to actual and necessary traveling expenses only when attending meetings of the board at the office of the institution, or in attendance on the state board of charities or the state comptroller, pursuant to a request of said board or comptroller.

§ 2. This act shall take effect immediately.

FRANK W. HIGGINS,	JOTHAM P. ALLDS,
ELON R. BROWN,	OTTO KELSEY,
BERNARD F. MARTIN,	JAMES B. McEWAN,
	J. F. BARNES.

And that they have agreed to the report of the committee of conference thereon, and have again passed said bill as amended.

Which report was agreed to.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Demarest	Harburger	McEwan	Ryttenberg
Ahern	Dillon	Harris	McInerney	Sage
Allds	Doughty	Hasenflug	McKeown	Sanders
Apgar	Dusinbery	Hatch	McMillan	Sands
Axtell	Egan	Henry	Meister	Sawyer
Babcock	Ellis	Herrick	Metcalfe	Sharkey
Baker	Everett	Hill	Metzler	Siems
Barnes	Fallows	Hitchcock	Miller	Sloane
Baum	Fancher	Holsten	Minton	Smith, A R
Bedell	Farrell	Honeck	Morgan	Smith, J L
Beede	Fish	Hyman, A	Z Morris	Smith, J T
Bradley	Fiske	Hyman, S F	O'Connell	Snyder, R A
Brennan	Fitzger'd	J B Irwin	Patton	Stevens

Bryan	Fitzger'd J J	Johnson	Phillips	Stewart
Burnett	Fordyce	Juengst	Phipps	Streifler
Cain	Fowler	Kelley E E	Platt	Sullivan, T P
Cohn	Frisbie	Kelly, G T	Post	Sullivan, W J
Conger	Galbraith	Kelsey	Poth	Trainor
Cook	Gale	Kittell	Price	Treat
Cooley	Gardiner, R	Knipp	Prince	Tripp
Costello	Gardner, C J	Larzelere	Remsen	Walrath
Cotton	Geoghan	Lewis, M E	Rierdon	Weekes
Coughtry	Graham	Lewis, T D	Roberts	West
Darrison	Green	Litchard	Roche	Wheeler
Davis	Griffith	Maher	Rogers	Wilson
De Graw	Guider	Marson	Rowe	Wissel
Delaney, J T	Hallock	Martin	Russell	Witter
Delaney, W F	Halpin	McCreary		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a joint committee consisting of three members of the Senate and five members of the Assembly be appointed to consider the various bills prepared by the Statutory Revision Commission now pending before the Legislature, and report their conclusions to the next Legislature.

Such committee shall have power to sit while the Legislature is not in session, to employ counsel, a clerk and a stenographer, and such other assistance as it shall find necessary. Its total expenses not to exceed the sum of ten thousand dollars.

Mr. Speaker put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	Meister	Sands
Ahern	Doughty	Hatch	Metcalfe	Sawyer
Allds	Dusinbery	Hawkins	Metzler	Scanlon

Apgar	Egan	Henry	Miller	Sharkey
Axtell	Ellis	Hill	Minton	Siems
Babcock	Everest	Hitchcock	Morgan	Slater
Baker	Fallows	Holsten	Morris	Sloane
Barnes	Fancher	Honeck	O'Connell	Smith, A R
Baum	Farrell	Hyman, A Z	O'Connor	Smith J E
Bedell	Fish	Irwin	Patton	Smith, J L
Beede	Fiske	Johnson	Phillips	Smith J T
Bradley	Fitzger'd J B	Juengst	Phipps	Snyder, R A
Brennan	Fitzger'd J J	Kelley, E E	Plank	Snyder T
Bryan	Fordyce	Kelly, G T	Platt	Stevens
Burnett	Fowler	Kelsey	Post	Streifler
Cain	Frisbie	Kittell	Poth	Sullivan, T P
Cohn	Galbraith	Knipp	Price	Sullivan, W J
Conger	Gale	Larzelere	Prince	Swift
Cook	Gardiner, R	Lewis, M E	Remsen	Trainor
Cooley	Gardner, C J	Lewis, T D	Rierdon	Treat
Costello	Geoghan	Litchard	Roberts	Tripp
Cotton	Gleason	Maher	Roche	Waite
Coughtry	Graham	Marson	Rodenbeck	Weekes
Darrison	Green	Martin	Rogers	West
Davis	Griffith	McCreary	Rowe	Wheeler
De Graw	Guider	McEwan	Russell	Wilson
Delaney, J T	Hallock	McInerney	Ryttenberg	Wissel
Delaney, W F	Halpin	McKeown	Sage	Witter
Demarest	Harburger	McMillan	Sanders	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1808, Senate reprint No. 1458) entitled "An act to amend chapter 686 of the Laws of 1894, entitled 'An act for the preservation of macadamized public highways in Queens county,' in relation to railroads on certain streets" (Int. No. 981), with a message that they have concurred in the passage of the same, with the following amendment:

'Add at the end of section 1 the following:

"Nothing herein shall affect consents heretofore obtained or proceedings now pending."

Mr. Dougherty moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	Metcalfe	Scanlon
Ahern	Doughty	Hasenflug	Metzler	Sharkey
Allds	Dusinbery	Hatch	Miller	Siems
Apgar	Egan	Hawkins	Minton	Slater
Axtell	Ellis	Henry	Morgan	Sloane
Babcock	Everett	Herrick	Morris	Smith, A R
Baker	Fallows	Hitchcock	O'Connell	Smith, J E
Barnes	Fancher	Holsten	O'Connor	Smith, J L
Baum	Farrell	Honeck	Patton	Smith, J T
Bedell	Fish	Hyman, S F	Phillips	Snyder, R A
Beede	Fiske	Irwin	Phipps	Snyder, T
Bradley	Fitzger'd, J B	Juengst	Platt	Stevens
Brennan	Fitzger'd, J J	Kelly, E E	Post	Stewart
Bryan	Fordyce	Kelly, G T	Poth	Streifler
Burnett	Fowler	Kelsey	Price	Sullivan T P
Cain	Frisbie	Kittel	Prince	Sullivan, W J
Cohn	Gallbraith	Knipp	Remsen	Swift
Conger	Gale	Larzelere	Rierdon	Trainor
Cook	Gardiner, R	Lewis, M E	Roberts	Treat
Cooley	Gardner, C J	Lewis, T D	Roche	Tripp
Costello	Geoghan	Litchard	Rodenbeck	Waite
Cotton	Gleason	Maher	Rogers	Walrath
Coughtry	Graham	Marson	Rowe	Weekes
Darrison	Green	Martin	Russell	West
Davis	Griffith	McCreary	Ryttenberg	Wheeler
De Graw	Guider	McEwan	Sage	Wilson
Delaney, J T	Hallock	McInerney	Sanders	Wissel
Delaney, W F	Halpin	McKeown	Sands	Witter
Demarest	Harburger	McMillan	Sawyer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

Mr. Speaker presented the report of the State Racing Commission; which was laid upon the table and ordered printed.

(See Document.)

Also, the annual report of Society for the Preservation of Scenic and Historic Places and Objects; which was laid upon the table and ordered printed.

(See Document.)

At eleven o'clock the House, on motion of Mr. Allds, took a recess for ten minutes.

ELEVEN O'CLOCK AND TEN MINUTES.

The House again met.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1385) entitled "An act directing the State Engineer and Surveyor to cause surveys, plans and estimates to be made for improving the Erie canal, the Champlain canal and the Oswego canal, and making an appropriation therefor" (Rec. No. 445), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

Said bill having been announced for a second reading,

Mr. Hatch moved to amend as follows:

Page 9, after section 10, strike out the words "this act shall take effect immediately," and insert in place thereof the following: "This act shall not take effect until a proposition has been adopted for the expenditure of the money appropriated hereby and for the survey required hereunder; such proposition to be submitted to the people of this state at the general election to be held in November, nineteen hundred, in the manner provided by chapter seventy-nine of the laws of eighteen hundred and ninety-five, and the acts amendatory thereto."

Debate was had thereon, when

Mr. Allds moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hatch and it was determined in the negative.

{	AYES	45	}
{	NOES	96	}

Those who voted in the affirmative, were

Allds	Fordyce	Hatch	Plank	Smith, J L
Axtell	Fowler	Kelsey	Platt	Smith J T
Babcock	Frisbie	Kittell	Post	Stevens
Barnes	Gardiner, R	Knipp	Roberts	Swift
Bryan	Gardner, C J	Larzelere	Rodenbeck	Treat
Burnett	Gleason	Lewis, M E	Rogers	Tripp
Dusinbery	Graham	Litchard	Sands	Wheeler
Ellis	Griffith	Marson	Sawyer	Witter
Fancher	Hallock	Martin	Smith, A R	Speaker

Those who voted in the negative, were

Adams	Egan	Hitchcock	Metzler	Sanders
Ahern	Everett	Holsten	Miller	Scanlon
Baum	Fallows	Honeck	Morgan	Sharkey
Bradley	Farrell	Hyman, A Z	Morris	Siems
Brennan	Fish	Hyman, S F	O'Connell	Slater
Cain	Fiske	Irwin	O'Connor	Sloane
Cohn	Fitzger'd J B	Johnson	Patton	Smith, J E
Conger	Fitzger'd J J	Juengst	Phillips	Snyder, R A
Cook	Galbraith	Kelley, E E	Phipps	Stewart
Cooley	Gale	Kelly, G T	Poth	Streitler
Costello	Geoghan	Lewis, T D	Price	Sullivan, T P
Cotton	Guider	Maher	Prince	Sullivan W J
Coughtry	Halpin	McCreary	Remsen	Trainor
Darrison	Harburger	McEwan	Rierdon	Waite
Davis	Harris	McInerney	Roche	Walrath
De Graw	Hasenflug	McKeown	Rowe	Weekes
Delaney, W F	Hawkins	McMillan	Russell	West
Demarest	Henry	Meister	Ryttenberg	Wilson
Dillon	Hill	Metcalfe	Sage	Wissel
Doughty				

On motion of Mr. Hill, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
 { NOES 48 }

Those who voted in the affirmative, were

Adams	Egan	Hitchcock	Miller	Scanlon
Ahern	Everett	Holsten	Morgan	Sharkey
Baum	Fallows	Honeck	Morris	Siems
Bradley	Farrell	Hyman, A	Z O'Connell	Slater
Brennan	Fish	Hyman, S	F O'Connor	Sloane
Cain	Fiske	Irwin	Patton	Smith, J E
Cohn	Fitzger'd	J B Johnson	Phillips	Snyder, R A
Cook	Fitzger'd	J J Juengst	Poth	Snyder, T
Cooley	Galbraith	Kelley, E E	Price	Stewart
Costello	Gale	Kelly, G T	Prince	Streifler
Cotton	Geoghan	Lewis, T D	Remsen	Sullivan, T P
Coughtry	Gleason	Maher	Rierdon	Sullivan, W J
Darrison	Guider	McCreary	Roche	Trainor
Davis	Halpin	McEwan	Rodenbeck	Waite
De Graw	Harburger	McInerney	Rowe	Walrath
Delaney, J T	Harris	McKeown	Russell	Weekes
Delaney, W F	Hasenflug	Meister	Ryttenberg	West
Demarest	Hawkins	Metcalf	Sage	Wilson
Dillon	Henry	Metzler	Sanders	Wissel
Doughty	Hill			

Those who voted in the negative, were

Allds	Ellis	Hatch	Phipps	Smith, J L
Axtell	Fancher	Kelsey	Plank	Smith, J T
Babcock	Fordyce	Kittell	Platt	Stevens
Baker	Fowler	Knipp	Post	Swift
Barnes	Frisbie	Larzelere	Roberts	Treat
Bedell	Gardiner, R	Lewis, M E	Rogers	Tripp
Bryan	Gardner, C J	Litchard	Sands	Wheeler
Burnett	Graham	Marson	Sawyer	Witter
Conger	Griffith	Martin	Smith, A R	Speaker
Dusinbery	Hallock	McMillan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate concurrent resolution (No. 395) entitled "Concurrent resolution proposing amendment to article 6 of the Constitution, relating to the election of additional justices of the Supreme Court" (Rec. No. 61), reported in favor of the passage of the

same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said concurrent resolution made a special order on second and third reading immediately.

On motion of Mr. Trainor, said concurrent resolution was read the second time and ordered to a third reading.

Said concurrent resolution was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said concurrent resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 138 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McCreary	Rowe
Ahern	Doughty	Harris	McEwan	Russell
Allds	Dusinbery	Hasenflug	McInerney	Ryttenberg
Apgar	Egan	Hatch	McKeown	Sage
Axtell	Ellis	Hawkins	McMillan	Sanders
Babcock	Everett	Henry	Meister	Sands
Baker	Fallows	Herrick	Metcalfe	Sawyer
Barnes	Fancher	Hill	Metzler	Sharkey
Baum	Farrell	Hitchcock	Miller	Siems
Bedell	Fish	Holsten	Minton	Slater
Beede	Fiske	Honeck	Morgan	Sloane
Bradley	Fitzger'd JB	Hyman, A Z	Morris	Smith, A R
Brennan	Fitzger'd JJ	Hyman, S F	O'Connell	Smith, J E
Bryan	Fordyce	Irwin	Patton	Smith, J L
Burnett	Fowler	Johnson	Phillips	Snyder, R A
Cain	Frisbie	Juengst	Phipps	Snyder T
Cohn	Galbraith	Kelley, E E	Plank	Stevens
Conger	Gale	Kelly, G T	Platt	Sullivan, T P
Cook	Gardiner, R	Kelsey	Post	Sullivan, W J
Cooley	Gardner, C J	Kittell	Poth	Trainor
Costello	Geoghan	Knipp	Price	Treat
Cotton	Gleason	Larzelere	Prince	Waite
Coughtry	Graham	Lewis, M E	Remsen	Walrath
Darrison	Green	Lewis, T D	Rierdon	West
Davis	Griffith	Litchard	Roberts	Wheeler
Delaney, J T	Guider	Maher	Roche	Wissel
Delaney, W F	Hallock	Marson	Rogers	Witter
Demarest	Halpin	Martin		

Ordered, That the Clerk return said concurrent resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1060) entitled "An act relating to attendants upon the Supreme Court and County Court in and for the county of Queens" (Rec. No. 251), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. Gale, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 148 }
} NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalf	Sawyer
Ahern	Dusinbery	Hawkins	Metzler	Scanlon
Allds	Egan	Henry	Miller	Sharkey
Apgar	Ellis	Herrick	Minton	Siems
Axtell	Everett	Hitchcock	Morgan	Slater
Babcock	Fallows	Holsten	Morris	Sloane
Baker	Fancher	Honeck	O'Connell	Smith, A R
Barnes	Farrell	Hyman, A	O'Connor	Smith, J E
Baum	Fish	Hyman, S F	Patton	Smith, J L
Bedell	Fiske	Irwin	Phillips	Smith, J T
Beede	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Bradley	Fitzger'd J J	Juengst	Plank	Snyder, T
Brennan	Fordyce	Kelley, E E	Platt	Stevens
Bryan	Fowler	Kelly, G T	Post	Stewart
Burnett	Frisbie	Kelsey	Poth	Streifer
Cain	Galbraith	Kittell	Price	Sullivan, T P
Cohn	Gale	Knipp	Prince	Sullivan, W J

Conger	Gardiner, R	Larzelere	Remsen	Swift
Cook	Gardner, C J	Lewis, M E	Rierdon	Trainor
Cooley	Geoghan	Lewis, T D	Roberts	Treat
Costello	Gleason	Litchard	Roche	Tripp
Cotton	Graham	Maher	Rodenbeck	Waite
Coughtry	Green	Marson	Rogers	Walrath
Darrison	Griffith	Martin	Rowe	Weekes
Davis	Guider	McCreary	Russell	West
De Graw	Hallock	McEwan	Rytenberg	Wheeler
Delaney J. T	Halpin	McInerney	Sage	Wilson
Delaney, W F	Harburger	McKeown	Sanders	Wissel
Demarest	Harris	McMillan	Sands	Witter
Dillon	Hasenflug	Meister		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1118) entitled "An act to prevent disturbance of religious camp meetings" (Rec. No. 249), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. Apgar, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 146 {
} NOES 00 {

Those who voted in the affirmative, were

Adams	Dusinbery	Hawkins	Metcalfe	Sawyer
Ahern	Egan	Henry	Metzler	Scanlon
Allds	Ellis	Herrick	Miller	Sharkey
Apgar	Everett	Hill	Minton	Siems
Axtell	Fallows	Hitchcock	Morgan	Slater

Babcock	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith, A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith J E
Baum	Fiske	Hyman, S F	Patton	Smith, J L
Bedell	Fitzger'd J B	Johnson	Phillips	Smith, J T
Beede	Fitzger'd, J J	Juengst	Phipps	Snyder, R A
Bradley	Fordyce	Kelley E E	Plank	Snyder T
Brennan	Fowler	Kelly, G T	Platt	Stevens
Bryan	Frisbie	Kelsey	Post	Stewart
Cain	Galbraith	Kittell	Poth	Streifler
Cohn	Gale	Knipp	Price	Sullivan, T P
Conger	Gardiner, R	Larzelere	Prince	Sullivan, W J
Cook	Gardner, C J	Lewis, M E	Remsen	Swift
Cooley	Geoghan	Lewis, T D	Rierdon	Trainor
Costello	Gleason	Litchard	Roberts	Treat
Cotton	Graham	Maher	Roche	Tripp
Coughtry	Green	Marson	Rodenbeck	Waite
Darrison	Griffith	Martin	Rogers	Walrath
Davis	Guider	McCreary	Rowe	Weekes
De Graw	Hallock	McEwan	Russell	West
Delaney, J T	Halpin	McInerney	Ryttenberg	Wheeler
Delaney, W F	Harburger	McKeown	Sage	Wilson
Demarest	Harris	McMillan	Sanders	Wissel
Dillon	Hatch	Meister	Sands	Witter
Doughty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 574) entitled "An act authorizing the superintendent of public works of the State of New York to construct and extend the tow-path of the Cayuga and Seneca canal, from its present terminus, southerly along the west shore of the Geneva harbor, about twelve hundred feet to the opening in the Long Pier, and making an appropriation therefor" (Rec. No. 452), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. Larzelere, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 141 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McInerney	Ryttenberg
Ahern	Doughty	Hasenflug	McKeown	Sage
Allds	Dusinbery	Hatch	McMillan	Sanders
Apgar	Egan	Hawkins	Meister	Sands
Axtell	Ellis	Henry	Metcalfe	Sawyer
Babcock	Everett	Herrick	Metzler	Scanlon
Baker	Fallows	Hill	Miller	Sharkey
Barnes	Fancher	Hitchcock	Minton	Siems
Baum	Farrell	Holsten	Morgan	Slater
Bedell	Fish	Honeck	Morris	Sloane
Beede	Fiske	Hyman, A Z	O'Connell	Smith, A R
Bradley	Fitzger'd J B	Hyman, S F	O'Connor	Smith, J E
Brennan	Fitzgerald J J	Irwin	Patton	Smith, J L
Bryan	Fordyce	Johnson	Phillips	Smith, J T
Burnett	Fowler	Juengst	Plank	Snyder, T
Cain	Frisbie	Kelley, E E	Platt	Stevens
Cohn	Galbraith	Kelly, G T	Post	Stewart
Conger	Gardiner, R	Kelsey	Poth	Sullivan, T P
Cook	Gardner C J	Kittell	Price	Sullivan, W J
Cooley	Geoghan	Knipp	Prince	Trainor
Costello	Gleason	Larzelere	Remsen	Treat
Cotton	Graham	Lewis, M E	Rierdon	Tripp
Coughtry	Green	Lewis, T D	Roberts	Walrath
Darrison	Griffith	Litchard	Roche	Weekes
Davis	Guider	Maher	Rodenbeck	West
De Graw	Hallock	Marson	Rogers	Wilson
Delaney J T	Halpin	Martin	Rowe	Wissel
Delaney W F	Harburger	McEwan	Russell	Witter
Demarest				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 1482) entitled "An act to enable the police commissioners of the city of New York to rehear and determine the charges against Charles Flood, a policeman of the first grade, for reinstatement in said department" (Rec. No. 454), reported in favor of the passage of the same, without amendment, and that the same be made a special order on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. T. P. Sullivan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 142 }
 { NOES 2 }

Those who voted in the affirmative, were

Adams	Dusinbery	Herrick	Metzler	Scanlon
Ahern	Egan	Hitchcock	Miller	Sharkey
Allds	Ellis	Holsten	Minton	Siems
Apgar	Everett	Honeck	Morgan	Slater
Axtell	Fallows	Hyman, A Z	Morris	Sloane
Babcock	Farrell	Hyman, S F	O'Connell	Smith, A R
Baker	Fish	Irwin	O'Connor	Smith, J E
Barnes	Fiske	Johnson	Phillips	Smith, J L
Baum	Fitzger'd J B	Juengst	Phipps	Smith, J T
Bedell	Fordyce	Kelley, E E	Plank	Snyder, R A
Beede	Fowler	Kelly, G T	Platt	Snyder, T
Bradley	Frisbie	Kelsey	Post	Stevens
Brennan	Galbraith	Kittell	Poth	Stewart
Bryan	Gale	Knipp	Price	Streifler
Burnett	Gardiner, R	Larzalere	Prince	Sullivan, T P
Cain	Gardner, C J	Lewis, M E	Remsen	Sullivan, W J
Cohn	Geoghan	Lewis, T D	Rierdon	Swift
Conger	Gleason	Litchard	Roberts	Trainor
Cook	Graham	Maher	Roche	Treat

Costello	Griffith	Marson	Rodenbeck	Tripp
Cotton	Guider	Martin	Rogers	Waite
Coughtry	Hallock	McCreary	Rowe	Walrath
Darrison	Halpin	McEwan	Russell	Weekes
De Graw	Harburger	McInerney	Ryttenberg	West
Delaney J T	Harris	McKeown	Sage	Wheeler
Delaney, W F	Hasenflug	McMillan	Sanders	Wilson
Demarest	Hatch	Meister	Sands	Wissel
Dillon	Hawkins	Metcalfe	Sawyer	Witter
Doughty	Henry			

Those who voted in the negative, were

Cooley **Davis**

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill (No. 122) entitled "An act to release the real estate of the Missionary Society of the Most Holy Redeemer in the State of New York" (Rec. No. 311), reported in favor of the passage of the same, without amendment, and that the same be made a special order, on second and third reading immediately, which report was agreed to, and said bill ordered made a special order on second and third reading immediately.

On motion of Mr. Trainor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 137 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Egan	Hawkins	Metcalfe	Scanlon
Ahern	Ellis	Henry	Miller	Sharkey
Allds	Everett	Herrick	Minton	Siems
Appar	Fallows	Hitchcock	Morgan	Slater

Axtell	Fancher	Holsten	Morris	Sloane
Baker	Farrell	Honeck	O'Connell	Smith A R
Barnes	Fish	Hyman, A Z	O'Connor	Smith, J E
Baum	Fiske	Hyman, S F	Phillips	Smith, J L
Bedell	Fitzger'd J B	Johnson	Phipps	Snyder, R A
Beede	Fitzger'd J J	Juengst	Plank	Snyder, T
Bradley	Fordyce	Kelley, E E	Platt	Stevens
Bryan	Fowler	Kelly, G T	Post	Stewart
Burnett	Frisbie	Kelsey	Poth	Streifler
Cain	Galbraith	Kittell	Price	Sullivan, T P
Conger	Gale	Knipp	Prince	Sullivan, W J
Cook	Gardiner, R	Larzelere	Remsen	Swift
Cooley	Gardner, C J	Lewis, M E	Rierdon	Trainor
Costello	Geoghan	Lewis, T D	Roberts	Treat
Coughtry	Gleason	Litchard	Roche	Tripp
Darrison	Graham	Marson	Rodenbeck	Waite
Davis	Green	Martin	Rogers	Walrath
De Graw	Griffith	McCreary	Rowe	Weekes
Delaney J T	Guider	McEwan	Russell	West
Delaney, W F	Hallock	McInerney	Ryttenberg	Wheeler
Demarest	Harburger	McKeown	Sanders	Wilson
Dillon	Harris	McMillan	Sands	Wissel
Doughty	Hasenflug	Meister	Sawyer	Witter
Dusinbery	Hatch			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Slater called up the Senate bill (No. 703) entitled "An act to authorize the New York Connecting Railroad Company to construct its bridges across the East river, at an elevation of 135 feet above mean high water, and fix the time of commencement and completion of the same" (Rec. No. 361), and moved to take from the table the motion to reconsider the vote by which said bill was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 138 }
 } NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Scanlon
Ahern	Dusinbery	Hawkins	Metzler	Sharkey
Alds	Egan	Henry	Miller	Siems
Apgar	Ellis	Hill	Minton	Slater
Axtell	Fallows	Hitchcock	Morgan	Sloane
Babcock	Fancher	Holsten	Morris	Smith, A R
Baker	Farrell	Honeck	O'Connell	Smith, J E
Barnes	Fish	Hyman, A Z	O'Connor	Smith J T
Baum	Fitzger'd J B	Hyman, S F	Phillips	Snyder, R A
Bedell	Fitzger'd J J	Irwin	Phipps	Snyder, T
Bradley	Fordyce	Johnson	Plank	Stevens
Erennan	Fowler	Juengst	Platt	Stewart
Bryan	Frisbie	Kelley, E E	Post	Streitler
Burnett	Galbraith	Kelsey	Poth	Sullivan, T P
Cain	Cale	Kittell	Price	Sullivan, W J
Cohn	Gardiner, R	Knipp	Prince	Swift
Conger	Gardner, C J	Larzelere	Remsen	Trainor
Cook	Geoghan	Lewis, M E	Rierdon	Treat
Cooley	Gleason	Lewis, T D	Roberts	Tripp
Costello	Graham	Litchard	Roche	Waite
Cotton	Green	Maher	Rodenbeck	Walrath
Coughtry	Griffith	Marson	Rogers	Weekes
Darrison	Guider	Martin	Russell	West
De Graw	Hallock	McCreary	Ryttenberg	Wheeler
Delaney J T	Halpin	McEwan	Sage	Wilson
Delaney W F	Harburger	McInerney	Sanders	Wissel
Demarest	Harris	McKeown	Sawyer	Witter
Dillon	Hasenflug	McMillan		

Debate was had on the third reading of said bill, when Mr. Kelsey moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 21 }

Those who voted in the affirmative, were

Adams	Demarest	Hallock	O'Connell	Smith, A R
Ahern	Dillon	Hill	O'Connor	Smith, J E
Allds	Dusinbery	Hitchcock	Patton	Smith, J L
Axtell	Egan	Hyman, A Z	Phillips	Smith, J T
Babcock	Everett	Hyman, S F	Phipps	Snyder, R A
Bedell	Fallows	Kelsey	Plank	Stevens
Brennan	Fancher	Kittell	Platt	Sullivan, T P
Burnett	Fish	Knipp	Post	Swift
Cohn	Fordyce	Larzelere	Rogers	Trainor
Conger	Fowler	Lewis, T D	Rowe	Treat
Cook	Galbraith	McCreary	Russell	Tripp
Costello	Gardiner, R	McEwan	Sanders	Walrath
Cotton	Gardner, C J	Metcalfe	Sands	West
Coughtry	Gleason	Metzler	Sawyer	Wilson
Darrison	Graham	Miller	Slater	Witter
De Graw	Griffith	Minton		

Those who voted in the negative, were

Barnes	Fiske	Henry	McKeown	Ryttenberg
Bryan	FitzgeraldJJ	Johnson	McMillan	Snyder, T
Cooley	Gale	Martin	Meister	Streifler
Davis	Harburger	McInerney	Morgan	Wissel
Delaney, J T				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act making appropriation for certain expenses of government and supplying deficiencies in former appropriations" (No. 2477, Int. No. 1736), which was read the first time.

On motion of Mr. Allds, and by unanimous consent, said bill was read the second time and ordered to a third reading.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of

article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2477, Int. No. 1736, entitled "An act making appropriations for certain expenses of government and supply deficiencies in former appropriations."

Given under my hand and the privy seal of the State at
[L. s.] the Capitol in the city of Albany, this sixth day of
April in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT,

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 145 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Henry	Metcalf	Sawyer
Ahern	Doughty	Herrick	Metzler	Scanlon
Allds	Dusinbery	Hill	Miller	Sharkey
Apgar	Egan	Hitchcock	Minton	Siems
Axtell	Ellis	Holsten	Morgan	Slater
Babeock	Everett	Honeck	Morris	Sloane
Baker	Fallows	Hyman, A Z	O'Connell	Smith, A R
Barnes	Fancher	Hyman, S F	O'Connor	Smith, J E
Baum	Farrell	Irwin	Patton	Smith, J L
Bedell	Fish	Johnson	Phillips	Smith, J T
Beede	Fiske	Juengst	Phipps	Snyder, R A
Bradley	Fitzger'd, J B	Kelley, E E	Plank	Snyder, T
Brennan	Fitzger'd, J J	Kelly, G T	Platt	Stevens
Bryan	Fowler	Kelsey	Post	Stewart
Burnett	Frisbie	Kittell	Poth	Streifer
Cain	Galbraith	Knipp	Price	Sullivan, T P
Cohn	Gale	Larzelere	Prince	Sullivan, W J
Conger	Gardiner, R	Lewis, M E	Remsen	Swift
Cook	Geoghan	Lewis, T D	Rierdon	Trainor
Cooley	Gleason	Litchard	Roberts	Treat
Costello	Graham	Maher	Roche	Tripp
Cotton	Green	Marson	Rodenbeck	Waite

Coughtry	Griffith	Martin	Rogers	Walrath
Darrison	Hallock	McCreary	Rowe	Weekes
Davis	Harburger	McEwan	Russell	West
De Graw	Harris	McInerney	Ryttenberg	Wheeler
Delaney, J T	Hasenflug	McKeown	Sage	Wilson
Delaney, W F	Hatch	McMillan	Sanders	Wissel
Demarest	Hawkins	Meister	Sands	Witter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Allds introduced a bill entitled "An act to provide ways and means for the support of government" (No. 2479, Int. No. 1735), which was read the first time.

On motion of Mr. Allds, and by unanimous consent, said bill was read the second time and ordered to a third reading.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it;

Therefore, In accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill No. 2479, Int. No. 1735, entitled "An act to provide ways and means for the support of government."

Given under my hand and the privy seal of the State at [L. s.] the Capitol in the city of Albany, this sixth day of April in the year of our Lord nineteen hundred.

THEODORE ROOSEVELT,

By the Governor:

WM. J. YOUNG,

Secretary to the Governor.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harris	McKeown	Sage
Ahern	Doughty	Hasenflug	McMillan	Sanders
Allds	Dusinbery	Hatch	Meister	Sands
Apgar	Egan	Hawkins	Metcalfe	Sawyer
Axtell	Ellis	Henry	Metzler	Sharkey
Babcock	Everett	Hill	Miller	Siems
Baker	Fallows	Hitchcock	Minton	Slater
Barnes	Fancher	Holsten	Morgan	Sloane
Baum	Farrell	Honeck	Morris	Smith, A R
Bedell	Fish	Hyman, A	ZO'Connell	Smith, J E
Beede	Fiske	Hyman, S F	O'Connor	Smith, J L
Bradley	Fitzger'd	JB Irwin	Patton	Smith, J T
Brennan	Fitzger'd	J J Johnson	Phillips	Snyder, R A
Bryan	Fordyce	Juengst	Phipps	Snyder, T
Burnett	Fowler	Kelley, E E	Plank	Stevens
Cain	Frisbie	Kelly, G T	Platt	Stewart
Cohn	Galbraith	Kelsey	Post	Striefler
Conger	Gale	Kittell	Poth	Sullivan, T P
Cook	Gardiner, R	Knipp	Price	Swift
Cooley	Gardner, C J	Larzelere	Prince	Trainor
Costello	Geoghan	Lewis, M E	Remsen	Treat
Cotton	Gleason	Lewis, T D	Rierdon	Tripp
Coughtry	Graham	Litchard	Roberts	Walrath
Darrison	Green	Maher	Roche	Weekes
Davis	Griffith	Marson	Rogers	West
De Graw	Guider	Martin	Rowe	Wheeler
Delaney J T	Hallock	McCreary	Russell	Wilson
Delaney W F	Halpin	McEwan	Ryttenberg	Wissel
Demarest	Harburger	McInerney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Allds offered for the consideration of the House, a resolution, in the words following:

Whereas, during the present session of the Legislature, the Assembly has on numerous occasions been obliged to call upon the Department of Public Buildings for extraordinary services and courtesies, in order that its business might be properly and expeditiously conducted; and

Whereas, such calls have always been met with a willing spirit and efficiently and promptly answered by that department; and

Whereas, the Superintendent of Public Buildings has ever been alert and solicitous in looking after the quarters occupied by this body and the welfare and comfort of its members; therefore be it

Resolved, That this Assembly do hereby tender to the Hon. Harry H. Bender, Superintendent of Public Buildings, its thanks for the painstaking manner in which he has performed his duties, and the very general efficiency of the force under his charge, during the legislative session of 1900; and also be it

Resolved, That a copy of this resolution be appropriately engrossed and delivered to the said Superintendent.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill (No. 359, Senate reprint No. 1334) entitled "An act making an appropriation for the support of government." (Int. No. 376.)

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Davis offered for the consideration of the House a resolution, in the words following:

Resolved, That 700 copies of the annual report of the Society for the Preservation of Scenic and Historic places and objects be printed for the use of the Legislature of which 300 copies shall be for the use of the Assembly, 100 for the use of the Senate and 300 for the use of the society.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 118 }
 { NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Harburger	McKeown	Russell
Ahern	Doughty	Hasenflug	McMillan	Ryttenberg
Allds	Dusinbery	Hatch	Meister	Sage
Apgar	Egan	Hawkins	Metzler	Sanders
Axtell	Ellis	Herrick	Miller	Sawyer
Babcock	Fallows	Hill	Morgan	Scanlon
Baker	Fancher	Hitchcock	Morris	Sharkey
Barnes	Farrell	Honeck	O'Connell	Siems
Bedell	Fiske	Hyman, A Z	O'Connor	Sloane
Bradley	Fitzger'd	J B Irwin	Patton	Smith, A R

Brennan	Fitzger'd J J	Johnson	Phillips	Smith J E
Bryan	Fordyce	Kelley, E E	Phipps	Smith, J T
Burnett	Frisbie	Kelly, G T	Plank	Snyder, R A
Cain	Galbraith	Kelsey	Platt	Stevens
Conger	Gale	Kittell	Post	Stewart
Cook	Gardiner, R	Knipp	Poth	Streifler
Cooley	Gardner, C J	Larzelere	Price	Sullivan, W J
Costello	Geoghan	Lewis, M E	Prince	Treat
Cotton	Gleason	Lewis, T D	Remsen	Waite
Coughtry	Graham	Maher	Rierdon	Weekes
Darrison	Griffith	Marson	Roberts	Wheeler
De Graw	Guider	Martin	Rodenbeck	Witter
Delaney, J T	Hallock	McCreary	Rogers	Wissel
Delaney, W F	Halpin	McEwan		

Mr. Bedell offered for the consideration of the House, a resolution, in the words following:

Resolved, That 500 extra copies of the report of the "Commissioners for the Promotion of Uniformity of Legislation in the United States" be printed for the use of said commissioners.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 140 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Dillon	Hawkins	Meister	Sands
Ahern	Doughty	Henry	Metcalfe	Sawyer
Allds	Dusinbery	Herrick	Metzler	Scanlon
Apgar	Egan	Hill	Miller	Sharkey
Axtell	Ellis	Hitchcock	Minton	Siems
Babcock	Everett	Holsten	Morgan	Slater
Baker	Fancher	Honeck	Morris	Sloane
Barnes	Farrell	Hyman, A Z	O'Connell	Smith, A R
Baum	Fish	Ilyman, S F	O'Connor	Smith, J E
Bedell	Fitzger'd J B	Irwin	Patton	Smith, J L
Beede	Fitzergl'd, J J	Juengst	Phillips	Smith, J T
Bradley	Fordyce	Kelley, E E	Phipps	Snyder, R A
Brennan	Fowler	Kelly, G T	Plank	Snyder, T
Bryan	Frisbie	Kelsey	Platt	Stevens
Burnett	Galbraith	Kittell	Post	Stewart

Cain	Gale	Knipp	Poth	Streifler
Conger	Gardiner, R	Larzelere	Price	Sullivan, T P
Cook	Gardner, C J	Lewis, M E	Prince	Sullivan, W J
Cooley	Geoghan	Lewis, T D	Remsen	Swift
Costello	Gleason	Litchard	Roberts	Trainor
Cotton	Graham	Maher	Roche	Treat
Coughtry	Griffith	Marson	Rodenbeck	Tripp
Darrison	Guider	Martin	Rogers	Waite
Davis	Hallock	McCreary	Rowe	Weekes
De Graw	Halpin	McEwan	Russell	West
Delaney, J T	Harburger	McInerney	Ryttenberg	Wheeler
Delaney, W F	Hasenflug	McKeown	Sage	Wilson
Demarest	Hatch	McMillan	Sanders	Wissel

Mr. Everett offered for the consideration of the House a resolution, in the words following:

Whereas, the library of the Assembly should be accessible at all times during the year to the members of the Assembly and the officers thereof, and the printed reports, documents, laws and journals should be kept intact, and proper indices provided for present reference and future guidance; therefore,

Resolved, That the librarian and assistant librarian of the Assembly, under and in compliance with its rules, be requested, and they are hereby authorized and directed to devote the necessary time and use proper diligence, until their successors are duly appointed according to law, in preserving all records, books, documents and proceedings composing the Assembly library and preparing indices therefor, and that they afford the facilities during said term for proper access to said library.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 144 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Doughty	Hatch	Metcalfe	Scanlon
Ahern	Dusinbery	Hawkins	Metzler	Sharkey
Allds	Egan	Henry	Miller	Siems
Apgar	Ellis	Herrick	Minton	Slater
Axtell	Everett	Hill	Morgan	Sloane
Babcock	Fallows	Holsten	Morris	Smith A B

Barnes	Fancher	Honeck	O'Connell	Smith J E
Baum	Farrell	Hyman, A Z	O'Connor	Smith, J L
Bedell	Fish	Hyman, S F	Patton	Smith, J T
Beede	Fiske	Johnson	Phillips	Snyder, R A
Bradley	Fitzger'd J B	Juengst	Phipps	Snyder, T
Brennan	Fitzger'd J J	Kelley, E E	Plank	Stevens
Bryan	Fordyce	Kelly, G T	Post	Stewart
Burnett	Fowler	Kelsey	Poth	Streitler
Cain	Frisbie	Kittell	Price	Sullivan, T P
Cohn	Galbraith	Knipp	Prince	Sullivan, W J
Conger	Gale	Larzelere	Remsen	Swift
Cook	Gardiner, R	Lewis, M E	Rierdon	Trainor
Cooley	Gardner, C J	Lewis, T D	Roberts	Treat
Costello	Geoghan	Litchard	Roche	Tripp
Cotton	Gleason	Maher	Rodenbeck	Waite
Coughtry	Graham	Marson	Rogers	Walrath
Darrison	Green	Martin	Rowe	Weekes
Davis	Griffith	McCreary	Russell	West
De Graw	Guider	McEwan	Ryttenberg	Wheeler
Delaney, J T	Hallock	McInerney	Sage	Wilson
Delaney W F	Halpin	McKeown	Sanders	Wissel
Demarest	Harburger	McMillan	Sands	Witter
Dillon	Harris	Meister	Sawyer	

Mr. Allds offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly has completed its labors and that it is ready to adjourn.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker announced as such committee, Messrs. Allds and Brown.

Mr. Kelsey offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to inform the Senate that the Assembly has completed its labors and that it is ready to adjourn.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee, Messrs. Kelsey and Roche.

The Senate returned the concurrent resolution relative to printing 12,000 copies of the final report of the Commissioners of the Gettysburg Battlefield, with a message that they have concurred in the passage of the same.

The Senate returned the bill (No. 283, Senate reprint No. 1358) entitled "An act to appoint a commissioner of education in and for the city of Troy, and to provide for the government and support of the public schools of said city" (Int. No. 283), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objection of the common council, the legislative body of said city of Troy thereto, the same having been accepted by the mayor of said city?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof and three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 348) entitled "An act to provide for the operation of a lift bridge over the Erie canal at Nineteenth street in the city of Watervliet" (Int. No. 348), with a message that this bill was duly passed, the President stating the question to be, "Shall this bill become a law, notwithstanding the objections of the mayor and common council, the legislative body of the city of Watervliet thereto?" and it was determined in the affirmative, a majority of all the Senators elected voting in favor thereof and three-fifths being present.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 2193, Senate reprint No. 1476) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations." (Int. No. 1551.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' in rela-

tion to taxes." (No. 566, Assembly reprint No. 2452; Rec. No. 109.)

"An act to amend sections 48, 87, 217 and 231 of chapter 20 of the Laws of 1900, known as the Forest, Fish and Game Law." (No. 835, Assembly reprint, No. 2451, Rec. No. 162.)

"An act to amend the Penal Code, relative to the manufacture of gunpowder and other explosives." (No. 860, Assembly reprint No. 2454, Rec. No. 168.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

"An act to amend the Code of Criminal Procedure, relative to statements of police clerks in New York city to the Secretary of State." (No. 2339, Int. No. 1054.)

"An act to amend section 1 of chapter 338 of the Laws of 1888, entitled 'An act to supply the village of Watkins with pure and wholesome water and to provide for the construction and maintenance of a system of sewers in said village.' (No. 1756, Int. No. 1363.)

"An act to amend chapter 99 of the Laws of 1896, entitled 'An act to authorize the justices of the Appellate Division of the Supreme Court in the Second Judicial Department to appoint a clerk, a deputy clerk and attendants, and to provide for their compensation,' relative to the salary of said attendants." (No. 1727, Int. No. 671.)

"An act to authorize the town of Caldwell in the county of Warren to acquire a site and construct thereon a building for a free public library and to issue bonds therefor." (No. 2399, Int. No. 1688.)

"An act to amend chapter 378 of the Laws of 1897 by adding thereto a new section in relation to the support of bastard children." (No. 2057, Int. No. 1530.)

"An act amending the Consolidated School Law in relation to annual school meetings in union free school districts." (No. 2346, Int. No. 845.)

"An act to revise, consolidate and amend the several acts relating to the New York State Reformatory at Elmira." (No. 2244, Int. No. 828.)

"An act to amend chapter 142 of the Laws of 1879 relative to the election of officers, sale of property for taxes, disorderly persons, etc., in the village of Albion." (No. 2317, Int. No. 1352.)

"An act to amend the County Law, relating to the designation of newspapers for the publication of session laws." (No. 2421, Int. No. 1703.)

"An act to amend the Insanity Law, and incorporate therein other statutes relating to the insane." (No. 2390, Int. No. 657.)

"An act to authorize the town board of the town of Brunswick, of Rensselaer county, to audit the accounts of Michael P. Hayner, Franklin J. Hayner and William H. Thomas, commissioners of highways for said town during the year 1899, for expenditures made and services performed by them as such commissioners." (No. 2381, Int. No. 1631.)

"An act to legalize the official acts of certain justices of the peace and authorizing them to execute and file official bonds, etc." (No. 2352, Int. No. 1677.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Chautauqua lake." (No. 2398, Int. No. 1687.)

"An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor." (No. 1256, Assembly reprint No. 2474, Rec. No. 340.)

"An act to amend chapter 152 of the Laws of 1899, entitled 'An act in relation to the use of bicycles on sidepaths, for licensing bicycles, for the appointment of sidepath commissioners, and to provide for the construction, maintenance, regulation, preservation and shading of sidepaths,' by defining the powers and duties of said commissioners, and to repeal certain acts relative thereto." (No. 1730, Senate reprint No. 1465, Int. No. 146.)

"An act to authorize the town of Skaneateles to use and disburse the proceeds from sale of the stock of said town in the Skaneateles railroad and interest therein." (No. 2010, Senate reprint No. 1459, Int. No. 1503.)

"An act to amend section 421 of the Penal Code, in regard to ringing bells and blowing whistles on locomotives approaching grade crossings." (No. 915, Senate reprint No. 1225, Int. No. 506.)

"An act to make the office of supervisor in the county of Monroe

a salaried office and to regulate the sessions of the board of supervisors in said county." (No. 1447, Senate reprint No. 1470, Int. No. 1178.)

"An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy, and repealing certain sections thereof." (No. 1601, Senate reprint No. 1357, Int. No. 157.)

"An act making appropriations for the New York State Reformatory at Elmira." (No. 2153, Senate reprint No. 1473, Int. No. 918.)

"An act to amend chapter 441 of the Laws of 1899, entitled 'An act to create a commissioner of jurors in the several counties of this State.'" (No. 1451, Senate reprint No. 1464, Int. No. 1182.)

"An act to amend the Forest, Fish and Game Law, in relation to the open season for web-footed wild fowls." (No. 2082, Senate reprint No. 1466, Int. No. 1325.)

"An act to amend the County Law, relative to the compensation of supervisors in Niagara county." (No. 1838, Senate reprint No. 1460, Int. No. 1283.)

"An act to confer jurisdiction on the Court of Claims to hear, audit and determine the alleged claim of Frank Fleck against the State of New York, and to make an award therefor." (No. 1239, Senate reprint No. 1433, Int. No. 576.)

"An act to amend section 1 of chapter 62 of the Laws of 1897, entitled 'An act to authorize the appointment of a county detective in counties of more than 125,000 inhabitants and to fix the compensation of such detective.'" (No. 2292, Senate reprint No. 1457, Int. No. 1660.)

"An act making an appropriation for the quarantine commission for reclaiming land and erecting a building for cabin passengers at Hoffman's Island, N. Y." (No. 2256, Senate reprint No. 1479, Int. No. 1635.)

"An act to charter 'The New York State Medical Association' for the purpose of the cultivation and advancement of the science of medicine, the promotion of public health, and the establishment of a death benefit fund for the dependents of its members." (No. 2158, Senate reprint No. 1445, Int. No. 1243.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to legalize and confirm the acts of the assessors of the

city of Buffalo, in making and delivering copies of assessment-rolls and to legalize and confirm the acts of the board of supervisors of Erie county in levying taxes." (No. 2417, Int. No. 1699.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo. ;

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Christopher C. Quinn, a policeman of the first grade for reinstatement, in said department." (No. 2376, Int. No. 1640.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Thompson, Hubner and Fisher, and of John Mahar, against the State for labor and materials, and to render judgment therefor." (No. 2127, Int. No. 1560.)

Ordered, That the Clerk deliver said bill to the Governor.

"An act to amend subdivision 2 and subdivision 6 of section 1 of title 18 and section 3 of title 20 of chapter 361 of the Laws of 1897, entitled 'An act to incorporate the city of North Tonawanda,' relative to appointment and payment of policemen, and the lighting of streets and public places." (No. 2408, Int. No. 1697.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of North Tonawanda.

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow, and also authorizing the comptroller of the city of New York to pay to certain persons compensation for services actually rendered to the city of New York in the department of charities in the year 1899, pending the preparation of municipal civil service eligible lists for the position of attendants in said department." (No. 1927, Int. No. 1449.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relative to the number of sergeants of police force and amount of money to be raised in any one year for maintenance of said police force." (No. 2406, Int. No. 1537.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Frank Bolles, a policeman of the third grade, for reappointment in said department." (No. 2312, Int. No. 1526.)

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against Patrick J. Mitchell, formerly a patrolman in the police department of said city, and to reappoint him in said department." (No. 2313, Int. No. 1549.)

"An act to enable the board of police commissioners of the city of New York to inquire into the reduction from the grade of sergeant to the grade of patrolman of George S. J. Wheeler, William J. Dunn and Charles A. Flanagan, and in its discretion to reappoint them in the grade of sergeant." (No. 2379, Int. No. 1445.)

"An act to amend chapter 746 of the Laws of 1894, entitled 'An act laying out an additional public park in the Twelfth ward of the city of New York, and authorizing the taking of land for the same.'" (No. 1079, Int. No. 914.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend the charter of the city of Mount Vernon, relative to the boundaries of the city of Mount Vernon." (No. 2411, Int. No. 1538.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against George T. Kratz, a policeman of the city of New York, for reappointment in said department." (No. 2371, Int. No. 1652.)

"An act to amend section 1355 of the 'Greater New York charter,' in relation to the salary of the justices of 'the municipal court of the city of New York.'" (No. 2436, Int. No. 1719.)

"An act to provide for the establishment and maintenance by the city of New York of a hospital for the regular treatment of the disease known as pulmonary tuberculosis." (No. 2377, Int. No. 1554.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 279 of the Laws of 1887, entitled 'An act to establish and define the territory and boundaries of the union free school district of the city of Jamestown, and to regulate the supervision and control of said district.'" (No. 1937, Int. No. 1459.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Jamestown.

"An act to amend the Greater New York charter, in relation to ambulances." (No. 2316, Int. No. 546.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend the Penal Code, as amended by chapter 287 of the Laws of 1895, relating to opening, abstracting, copying and publishing letters, telegrams and private papers." (No. 1150, Int. No. 962.)

"An act to amend the Forest, Fish and Game Law, relative to the close season for trout in Cattaraugus, Chautauqua and Allegany counties." (No. 1699, Int. No. 1316.)

"An act to amend the Forest, Fish and Game Law, relative to the use of set lines in Canandaigua and Honeyoe lakes, and the taking of certain fish by spears, in the inlets to Canandaigua lake." (No. 1618, Int. No. 1032.)

"An act to amend sections 6 and 61 of chapter 566 of the Laws of 1890, known as the 'Transportation Corporations Law,' in regard to the incorporation of gas and electric light companies and the powers of such companies." (No. 1865, Int. No. 1426.)

"An act to provide for the organization, management and control of the Eastern New York Reformatory, and making an appropriation therefor." (No. 2243, Int. No. 1585.)

"An act to provide for the drainage of the Conewango creek, in the county of Chautauqua, and making an appropriation therefor." (No. 2350, Int. No. 1675.)

"An act to amend the Penal Code, in relation to stamping or marking articles manufactured of linen." (No. 2325, Int. No. 1671.)

"An act authorizing the construction of a steel bridge and

abutments and approaches thereto over the Erie canal, in the city of Watervliet, at Twenty-third street, and making an appropriation therefor." (No. 2150, Int. No. 349.)

"An act to amend the University Law, relative to museum collections." (No. 2183, Int. No. 1594.)

"An act to amend the Fisheries, Game and Forest Law, relative to additional protection of the forest preserve." (No. 2382, Int. No. 580.)

"An act to authorize the building of an extension of a dyke for the protection of property adjacent to the Chemung river, in the town of Corning, in the county of Steuben, and making an appropriation therefor." (No. 2331, Int. No. 236.)

"An act to amend section 791 of the Code of Civil Procedure relating to preference among civil actions." (No. 2366, Int. No. 1408.)

"An act to provide for the construction of a bridge over Black river, at Pratt's landing, between the towns of Greig and Turin, in the county of Lewis, and making an appropriation therefor." (No. 2368, Int. No. 539.)

"An act to amend the Forest, Fish and Game Law, relative to definitions of open and close seasons." (No. 2323, Int. No. 1669.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly made thereto:

"An act to establish a State hospital in some suitable location in the Adirondacks for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor." (No. 1256, Assembly reprint No. 2474, Rec. No. 340.)

"An act to amend the Forest, Fish and Game Law, relating to the close season for grouse." (No. 956, Assembly reprint No. 2466, Rec. No. 222.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class.'" (No. 770, Assembly reprint No. 1877, Rec. No. 181.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills:

"An act to amend chapter 686 of the Laws of 1894, entitled

'An act for the preservation of macadamized public highways in Queens county,' in relation to railroads on certain streets." (No. 1808, Senate reprint No. 1458, Int. No. 981.)

"An act to amend chapter 182 of the Laws of 1898, entitled 'An act for the government of cities of the second class,' relative to the funded indebtedness of such cities, etc." (No. 1723, Senate reprint No. 1447, Int. No. 1204.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, without amendment:

"An act concerning the settlement and collection of arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to repeal chapter 274 of the Laws of 1896." (No. 1958, Int. No. 1248.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school buildings." (No. 461, Int. No. 450.)

"An act to exempt the real estate of the Young Men's Hebrew Association from taxation and assessments." (No. 2442, Int. No. 1664.)

"An act to confer jurisdiction upon the Court of Claims to open, rehear and redetermine the claim of John E. Pidgeon against the State for extra work performed and loss and damages sustained by him, and to render judgment therefor." (No. 1920, Int. No. 1442.)

"An act to confer jurisdiction upon the Court of Claims to hear and determine the claim of William W. Wheeler against the State of New York for damages sustained by him in consequence of the cancellation, annulling and setting aside of letters patent executed to him by the people of the State of New York, so far as the same relate to the east half of lot 87, township 8, Old Military tract, in the county of Franklin, and to render judgment therefor." (No. 1787, Int. No. 1380.)

"An act to amend the Primary Election Law, relative to the

time of holding primary elections in a presidential year." (No. 2471, Int. No. 1731.)

"An act granting the consent of the State of New York to the acquisition by the United States of certain lands for the purpose of the erection of a light-house or light-houses and a fog signal station on Hart's island, and ceding jurisdiction over the same." (No. 2428, Int. No. 1710.)

"An act to amend the Forest, Fish and Game Law, relative to eel weirs in the Delaware and Chenango rivers." (No. 2041, Int. No. 1511.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend the Forest, Fish and Game Law relative to the use of nets to catch fish in Wallkill creek." (No. 2291, Int. No. 1659.)

"An act to amend the Highway Law, in relation to the duties of commissioners of highways in certain towns." (No. 1072, Int. No. 907.)

"An act to provide for the clearing out and deepening of the outlet of Chautauqua lake above the Fairmount avenue bridge in the city of Jamestown, N. Y., and also for dredging and deepening Chautauqua lake for the purpose of improving navigation, and making an appropriation therefor." (No. 1805, Int. No. 346.)

"An act to amend section 651 of the Penal Code, relative to unlawful interference with electric meters and wires." (No. 2029, Int. No. 1219.)

"An act to amend chapter 423 of the Laws of 1896, entitled 'An act to preserve forever the New York and Albany post road as a State public highway,' by excepting from the provisions of said act the town of Cortlandt." (No. 1009, Int. No. 26.)

"An act to amend the Railroad Law in respect to guard posts." (No. 1475, Int. No. 666.)

"An act to amend section 66 of the Code of Civil Procedure, in reference to attorneys and counsellors' compensation." (No. 1806, Int. No. 726.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against Matthew T. Murphy, a policeman of the first grade for reinstatement in said department." (No. 1824, Int. No. 567.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to amend chapter 690 of the Laws of 1892, entitled 'An act in relation to insurance corporations, constituting chapter 38 of the general laws.' (No. 2047, Int. No. 1518.)

"An act to provide for establishing the boundary line between the counties of Herkimer and Hamilton and making an appropriation therefor." (No. 2433, Int. No. 780.)

"An act making an appropriation for the completion, construction and repair of certain buildings for the New York State Soldiers and Sailors' Home at Bath." (No. 2458, Int. No. 1115.)

"An act to amend section 5 of chapter 165 of the Laws of 1898, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorneys-at-law or as attorneys and counsellors-at-law in the courts of record of this State,' as amended by chapter 133 of the Laws of 1900." (No. 2418, Int. No. 1700.)

"An act to legalize certain acts of the board of supervisors of Chemung county in relation to the issuing of bonds for an addition to the county house, in said county, and for the erection of district attorney's and sheriff's offices and jury rooms." (No. 2445, Int. No. 1717.)

"An act to amend the Agricultural Law, relating to penalties for watering milk furnished to butter and cheese factories conducted on the co-operative plan." (No. 2462, Int. No. 1728.)

"An act to provide for the erection of a monument to the memory of Major Peter Keenan in the cemetery at Scio, Allegany county and making an appropriation therefor." (No. 1316, Int. No. 788.)

Ordered, That the Clerk deliver said bills to the Governor.

"An act to amend the Greater New York Charter, relative to the department of education." (No. 2051, Int. No. 1522.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of erecting and furnishing a quarantine hospital." (No. 2430, Int. No. 1712.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

"An act to authorize the city of Rochester to supply water from its water mains to the property of Frank Sherer in the town of Gates, N. Y., outside of, but near to the corporate limit of, said city." (No. 2463, Int. No. 1729.)

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rochester.

"An act to enable the police commissioners of the city of New York to rehear and determine the charges against Samuel T. Munson, a policeman of the third grade, for reappointment in said department." (No. 2315, Int. No. 1587.)

"An act to provide for asphaltting the streets in the city of New York, contiguous to the public schools and hospitals, and churches in the said city." (No. 2088, Int. No. 1458.)

"An act to enable the commissioners of the police department of the city of New York to rehear and determine the charges against William Newsam, a policeman of the first grade for reinstatement, in said department." (No. 2058, Int. No. 1531.)

"An act providing that the board of police commissioners of the city of New York may reappoint Rudolph Newschaffer as a patrolman in the police department of the city of New York, who resigned from said police department of the city of New York November 25, 1895." (No. 1911, Int. No. 1433.)

"An act to enable the board of police commissioners of the city of New York to rehear and determine the charges against William Strauss, formerly a captain of the police department of said city, and to reinstate him in said department." (No. 2429, Int. No. 1711.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of New York.

"An act to amend chapter 590 of the Laws of 1899." (No. 2422, Int. No. 1704.)

"An act to enable the commissioner of public safety of the city of Albany to rehear and determine the charges against John J. McGraw, a policeman, for reappointment in said department." (No. 2437, Int. No. 1375.)

Ordered, That the Clerk transmit certified copies thereof to the mayor of the city of Albany.

"An act to amend section 68 of the Code of Criminal Procedure,
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in relation to the jurisdiction of the Court of Special Sessions in the city of Albany." (No. 2080, Int. No. 1016.)

"An act to amend chapter 833 of the Laws of 1873, relative to the fees of coroners." (No. 2263, Int. No. 1642.)

"An act to amend the Highway Law, relating to the appointment of overseers of highways." (No. 1689, Int. No. 1062.)

"An act authorizing the comptroller of the city of New York to cancel the bonds of the receivers or collectors of taxes for the years 1896 and 1897, in certain former towns in Queens county." (No. 1414, Int. No. 1695.)

"An act to reappropriate moneys appropriated by chapter 629, of the Laws of 1898, and chapter 219 of the Laws of 1899, for the construction of a swing bridge over the Champlain canal in the town of Waterford, and making an additional appropriation therefor." (No. 1350, Int. No. 1110.)

"An act relating to the State Board of Charities and their control and management of the New York State Soldiers' and Sailors' Home." (No. 2293, Int. No. 1661.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 2031, Senate reprint No. 1326) entitled "An act to amend the Executive Law, relative to the public printing other than legislative, and permitting the printing of examination question papers, required by the University of the State of New York, to be done by its employes" (Int. No. 1525), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause and insert:

Section 1. Section seventy-two of chapter six hundred and eighty-three of the laws of eighteen hundred and ninety-two, entitled "An act in relation to executive officers, constituting chapter nine of the general laws," and known as the executive law, is hereby amended to read as follows:

§ 72. Public printing other than legislative.—The public printing payable by the state, other than legislative printing, shall be done as follows: On or before the first day of April, eighteen hundred and ninety-two, and of each alternate year thereafter, the secretary of state and comptroller shall give at least twenty days notice in two newspapers published in each senatorial district of the state, that on or before a day specified therein they

will receive sealed proposals for the public printing, other than legislative, and the printing of examination question papers, required by the University of the State of New York, in conducting examinations authorized by law, for two years, the work to be performed in the same style of type, paper and execution as heretofore, and that they will receive separate bids for the printing to be done for the public offices or any portion thereof. Such printing of examination question papers shall be done in the rooms of the University of the State of New York and by its employes. To every such bid there shall be annexed the guaranty of a guarantor of sufficient ability, that the person making such bid will, if the same is accepted, enter into a contract according to the terms thereof, and give the security required within the time specified in the notice; and to every such guaranty there shall be annexed a certificate of the county judge of the county where the guarantor resides, that the guarantor is a free-holder and able to make good his guaranty. At the expiration of such time they shall open the proposals and enter into a contract with the person or firm who shall make the lowest and best bid and shall give security approved by them for the faithful performance of his contract, but they shall not consider any proposal which is not accompanied by satisfactory evidence that the person making it is an employing printer, with a plant sufficient to properly execute the said contract.

§ 2. This act shall take effect immediately.

The Senate returned the bill (No. 1435, Senate reprint No. 1218) entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several act in relation to the charter of the city of Rochester,'" and to consolidate therewith the several acts in relation to the charter of said city,' relating to the municipal court of said city" (Int. No. 1172), with a message that they have concurred in the passage of the same with the following amendment:

Section 253, page 2, line 20, after the word "room" insert the words "and either of them is engaged."

A communication was received from Hon. Conrad Diehl, mayor of the city of Buffalo, returning the bill (No. 461) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and en-

larging school buildings" (Int. No. 450), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James H. Mitchell, mayor of the city of Cohoes, returning the bill (No. 1958) entitled "An act concerning the settlement and collection of arrearages of unpaid taxes and assessments in the city of Cohoes, levied or assessed by the board of supervisors of the county of Albany, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof, and to repeal chapter 274 of the Laws of 1896" (Int. No. 1248), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Calvin G. Sutliff, mayor of the city of Lockport, returning the bill (No. 2035) entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport' and the several acts amendatory thereof and supplemental thereto, relating to the appointment of policemen and doormen and their compensation, the removal of the same and prescribing their uniform and duties" (Int. No. 1505), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Conrad Diehl, mayor of the city of Buffalo, returning the bill (No. 1837) entitled "An act to amend chapter 105 of the Laws of 1891, entitled 'An act to revise the charter of the city of Buffalo,' with relation to accepted streets" (Int. No. 1251), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Edwin W. Fiske, mayor of the city of Mount Vernon, returning the bill (No. 2027) entitled "An act to amend chapter 182 of the Laws of 1892, entitled 'An act to incorporate the city of Mount Vernon,' relative to moneys to be raised for maintenance of fire department" (Int. No. 1021), with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Conrad Diehl, mayor of the city of Buffalo, returning Assembly bill (No. 2219) entitled "An act to provide funds to defray the expenses of abating floods and preventing the overflow of the waters of the Buffalo river and Cazenovia creek, or either of them" (Int. No. 1264), with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Benj. B. Odell, mayor of the city of Newburgh, returning Assembly bill (No. 114), entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh,' and the several acts amendatory thereof, in relation to the supply of water, and the collection of water rents" (Int. No. 114), with a message that said mayor, and the common council of said city, after a public hearing thereon, does not approve said bill, and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 227) entitled "An act providing that the police commissioners of the city of New York, in their discretion, may reappoint Thomas G. Mellon, an ex-policeman of the city of New York, who resigned from said police department August 21, 1895" (Int. No. 227), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 292)

entitled "An act for the relief of the Evangelical Lutheran Church of Saint James, in the Nineteenth ward of the city of New York " (Int. No. 292), with a message that said mayor, after a public hearing thereon, does not approve said bill, and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 1111) entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against William O'Donnell " (Int. No. 947), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 309) entitled "An act to prevent the opening of streets or roads through the grounds of the Sacred Heart Academy, in the borough of the Bronx, in the city of New York " (Int. No. 309), with a message that said mayor, after a public hearing thereon, does not approve said bill, and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 784) entitled "An act providing that the police commissioners of the city of New York may in their discretion reappoint David Heilferty, an ex-policeman of the city of New York, who resigned from said police department January 26, 1887 " (Int. No. 695), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 1112) entitled "An act to enable the fire commissioners of the city of New York to rehear and determine the charges against James Cooke " (Int. No. 948), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning Assembly bill (No. 1360) entitled "An act providing that the police commissioners of the city of New York in their discretion, may reappoint John W. Pinkley, an ex-policeman of the city of New York, who resigned

from said police department, November 6, 1897 " (Int. No. 1121), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Robert A. Van Wyck, mayor of the city of New York, returning the bill (No. 528) entitled "An act to amend section 1420 of chapter 410 of the Laws of 1882 and the act amendatory thereof, relative to costs in district courts" (Int. No. 314), with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same, without amendment.

"An act making appropriation for certain expenses of government and supplying deficiencies in former appropriations." (No. 2477, Int. No. 1736.)

"An act to provide ways and means for the support of government." (No. 2479, Int. No. 1735.)

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Allds, from the committee appointed to wait upon the Governor and inform him that the Assembly has completed its labors and is now ready to adjourn, reported that they had performed that duty.

Mr. Kelsey, from the committee appointed to wait upon the Senate and inform that honorable body that the Assembly has completed its labors and is now ready to adjourn, reported that they had performed that duty.

Messrs. Elsberg and Norton, a committee from the Senate appeared in the Assembly Chamber and announced that the Senate has completed its labors and is now ready to adjourn.

Ms. Speaker announced the following as officers to remain for 30 days pursuant to section 1 of chapter 477 of the Laws of 1895:

Clerk—A. E. Baxter.

Assistant Clerk—Ray B. Smith.

Journal Clerk—Henry L. Gates.

Index Clerk—Edward H. Denniston.

Deputy Clerk—James C. Sheldon.

Mr. Speaker announced the following as officers of the Assembly to attend the opening of the next session pursuant to chapter

682 of the Laws of 1892, as amended by chapter 24 of the Laws of 1893:

Doorkeepers—A. H. Campbell, N. B. Hard, P. W. Bemis.

Chief messenger—Anderson D. Lawrence.

Messenger—James H. Millard.

Pages—Wm. A. Ross, Max Caplon, Edward Mathews, Dwight L. Goewey, Charles H. Foster, Thomas M. Knight.

Mr. Speaker said:

Gentlemen of the Assembly—It is customary at the hour of final adjournment for the Speaker to summarize the work of the session about to close, although you are all familiar with it and will readily recall the prominent acts by which your work will be judged. In looking over the list of bills that have passed this House, I find none for which any member need apologize or ask for mitigation of criticism. So far as the popular sentiment has been manifested for or against certain measures, this body has responded to that sentiment promptly and heartily. A call came from the taxpayers of New York city that we should uphold the hands of an honest Comptroller, and the laws he desired were promptly enacted by the majority composed of his political opponents. The demand that our State should no longer be the scene of brutal prize fights which were already excluded from other States, was heeded by the passage of the bill repealing the act which had permitted those disgraceful encounters under the guise of athletic exhibitions. The evils of bucket shops by which so many unwary people have lost their money in fictitious transactions have been abolished so far as you could do it, and the same action was taken to do away with policy playing, a form of gambling that depletes the pockets of the poor who are deluded by it. It is a pleasure to note that the evils of life in crowded tenements in a great city have received careful attention and a bill to correct those evils was promptly passed.

The ravages of that dread disease popularly known as consumption, it is hoped will eventually be stayed to great extent by the plan of a hospital in the pure air of a mountain region which your appropriation will provide.

A bill to make absolutely accurate and reliable, the reports of the results of election, and to prevent frauds in counting ballots has been enacted. There is no legislation possible that is more im-

portant than that which insures to every voter the right to cast his ballot without intimidation or hindrance and then to have that ballot honestly counted as he intended it should be counted. This is the very basic condition of successful popular government.

Also very important in my view, at times when partisan politics become irksome to many thoughtful people, is the right to run independent tickets, without undue obstruction. Too great latitude should not be allowed, so that a few eccentric individuals may advertise themselves at public expense, but every honest, sincere movement to better public conditions by independent nominations, should be made practicable, and I cordially approve the bill you have passed making the preliminary work for filing an independent ticket easier than heretofore.

An expensive plan for the administration of our educational interests was smothered in committee, and it would have met with sudden death had it been reported to this House. Our most jealous care should be for the common schools of the State, and that the funds intended for their support shall not be diverted to the higher education of the few, or for a complicated department with extravagantly paid officials. In providing by law that the school commissioners who have charge of and inspect our schools, shall be possessed of sufficient education and experience to make their services of value to the teachers whom they criticise and direct, you have shown a proper regard for fitness in school administration.

Our agricultural interests are still the most important in the State, and the toiling husbandmen and their families are sure of respectful attention here to the bills prepared for their benefit. The appropriations for experiments and institutes are all continued and some of them increased. The State Fair will be maintained by the strong arm of the State. Gambling devices of every sort will be excluded from it and from every other fair held in this State, by a law which you have wisely passed.

What we trust will prove an efficient measure to restrain and eradicate the fatal disease of tuberculosis in cattle with liberal appropriation therefor, has been enacted by this Legislature. A considerable number of other laws of importance to agricultural interests have also been enacted.

It is with unfeigned pleasure that I note that the State tax rate this year will be only one mill and ninety-six hundredths on each dollar of valuation, and this valuation is the assessment of last year, without the increase of the large franchise tax valuations which as a basis of taxation will still farther decrease the tax rate next year. Last year the State tax rate was two and forty-nine hundredths, so you return to your constituents with a reduction of fifty-three points, or over twenty-one per cent. off from the rate of last year.

I regret that the problem of taxing personal property and compelling it to bear its proper share of the public burdens, and thus relieving real estate of the undue share now imposed upon it, is yet unsolved. I trust that the report of the joint committee on taxation which was submitted to this Legislature will be thoroughly discussed and considered by all the people and their representatives during the remainder of this year, and that some practical measure to the end I have mentioned will result from that discussion and consideration and be enacted into law by the next Legislature that convenes here.

It was the intention of the joint committee on taxation that framed the report I have referred to, that all direct taxation upon land for State purposes should be abolished. I trust that the end so desired, of removing all State burdens from every farm and home, will yet be attained. It should be accomplished next year. In the meantime the people will welcome and appreciate the handsome reduction which your careful legislation has permitted.

It hardly comes under the head of flattery when a body is complimented upon being honest, for that the people have a right to demand and expect, but I do congratulate you that no charges of corruption or scandal of any kind have appeared in the press, which is so alert, and I might say at times eager, to find a basis for such charges in the hope of partisan advantage.

We should never forget that we are a co-ordinate branch of the governing power of the grandest State in all our glorious Union, and our high duty and solemn responsibility are commensurate with the dignity and honor of the office whose powers are entrusted to us by the sovereign people.

Gentlemen, you return to your homes with an honorable record, and each with the good will of all his associates in this body, and

each with the especial good wishes of your presiding officer. Your kindness and consideration for him throughout the session, will never be forgotten.

On motion of Mr. Allds, the reading of the journal of to-day was dispensed with and the same was approved.

Mr. Speaker said: In pursuance of the concurrent resolution of the Senate and Assembly, I now declare the House adjourned without date.

A. E. BAXTER,
Clerk.

INDEX TO ASSEMBLY JOURNAL.

1900.

This Journal is indexed upon the following plan:

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the Borough of Brooklyn, and all bills relating to Greater New York under New York City and Boroughs of Manhattan, Bronx, Brooklyn, Richmond and Queens.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, *i. e.*, "Banking Law," "Benevolent Orders Law," "Game Law," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All Code amendments under the heads of "Code Civil," "Code Criminal," &c., &c.

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speakers under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The numbers used in this index, *viz.*: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.

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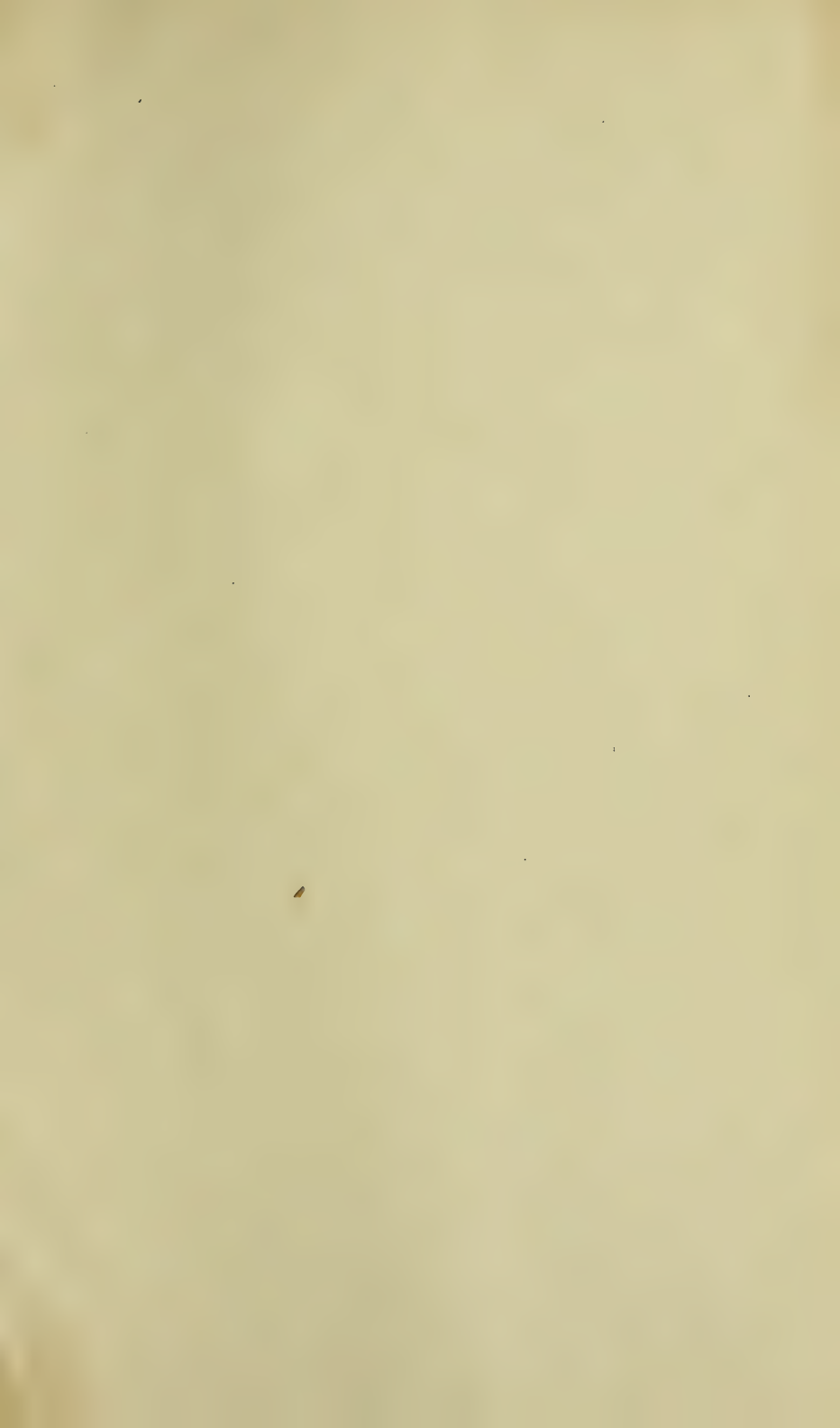
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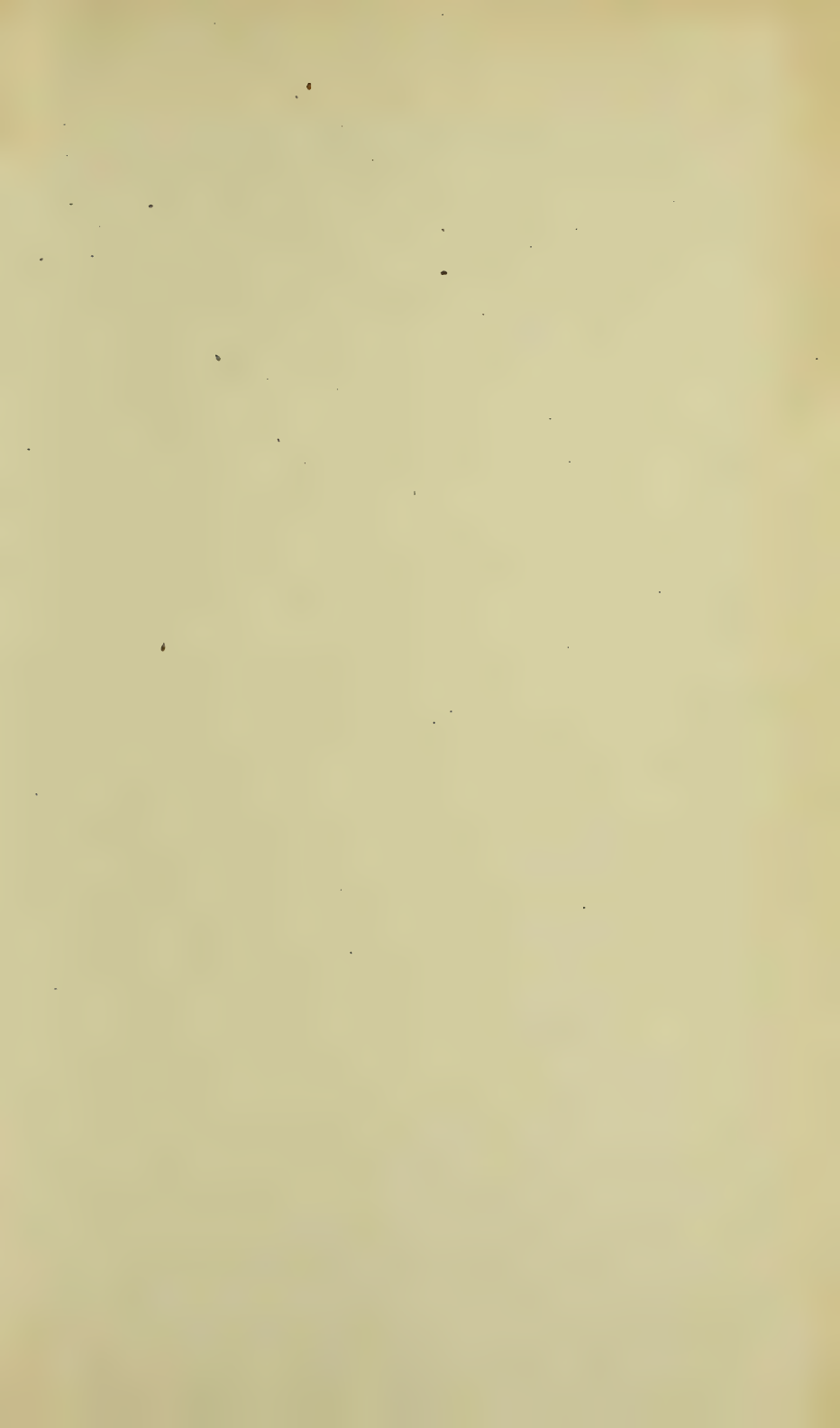
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